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Board of Supervisors >> Meeting information >> Meetings

City and County of San Francisco
Board of Supervisors

Full Board Agendas

City and County of San Francisco

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MEETING MINUTES

Tuesday, June 6, 2006
2:00 PM
Legislative Chamber - Second Floor
Regular Meeting

Board of Supervisors

AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, FIONA MA, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL

Members Present:	*Michela Alioto-Pier, Tom Ammiano, Chris Daly, Bevan Dufty, Sean Elsbernd, Fiona Ma, Sophie Maxwell, Jake McGoldrick, Ross Mirkarimi, Aaron Peskin, Gerardo Sandoval.*
Members Excused:	*None.*
Members Absent:	*None.*

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:07 p.m. On the call of the roll Supervisor Alioto-Pier was noted absent.

There was a quorum.

Supervisor Alioto-Pier was noted present at 2:21 p.m.

APPROVAL OF MEETING MINUTES

Supervisor Maxwell, seconded by Supervisor Mirkarimi, moved to approve the April 25, 2006, May 2, 2006 and May 9, 2006 Meeting Minutes. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Alioto-Pier

COMMUNICATIONS

CONSENT AGENDA

Recommendations of the Budget and Finance Committee

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Supervisor Daly was Excused from Voting

Supervisor Dufty, seconded by Supervisor Alioto-Pier, moved to excuse Supervisor Daly, at his request, because of possible conflict of interest, from voting. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Daly

060502 [Lease of Real Property, 1650 Mission St.] Mayor

Resolution authorizing the renewal and expansion of an existing lease for the Human Services Agency and a new lease for the Department of City Planning with an option to purchase at 1650 Mission Street.

(Fiscal impact.)

Enacted Number: 328-06

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Daly

060574 [Lease of Real Property at 1380 Howard Street]

Resolution authorizing the renewal and expansion of a lease of 79,950 sq. ft. of space at 1380 Howard Street for the Department of Public Health. (Real Estate Department)

(Fiscal impact.)

Enacted Number: 332-06

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060639 [Grant of Local Funds - Municipal Transportation Agency] Mayor

Resolution authorizing the Municipal Transportation Agency to accept and expend $199,992 of Carl Moyer grant funds from the Bay Area Air Quality Management District to purchase and install new engines on 12 articulated motor coaches.

Enacted Number: 333-06

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Recommendation of the City Operations and Neighborhood Services Committee

060708 **[Paratransit Reimbursement - Taxi Meter Rates]** **Supervisor Alioto-Pier**

Ordinance amending Article 16, Section 1137.5 of the San Francisco Police Code to extend the taxi meter rate offset for the paratransit program to June 30, 2006.

Enacted Number: 118-06

FINALLY PASSED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Recommendations of the Land Use and Economic Development Committee

060479 **[Zoning Map Amendment, 645 Howard Street]** **Supervisor Daly**

Ordinance amending Zoning Map Sheet IH of the City and County of San Francisco for property located at Block 3735, Lot 047, to change the height and bulk district classification from 150-S to 250-S; adopting findings pursuant to the California Environmental Quality Act; and adopting findings of consistency with the General Plan and the priority policies of Planning Code Section 101.1.

Enacted Number: 124-06

FINALLY PASSED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060480 **[General Plan Amendment, 645 Howard Street]** **Supervisor Daly**

Ordinance amending Map 5 (Proposed Height and Bulk Districts) of the Downtown Area Plan of the General Plan of the City and County of San Francisco to change the height and bulk district classification of the property located at Block 3735, Lot 047 from 150-S to 250-S; adopting findings pursuant to the California Environmental Quality Act; and adopting findings of consistency with the Priority Policies of Planning Code Section 101.1.

Enacted Number: 125-06

FINALLY PASSED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060142 [Public Works Code - sidewalk landscape permits] **Mayor, Supervisor Alioto-Pier**

Ordinance amending the Public Works Code by amending Sections 801, 811, and 812 to recognize sidewalk landscaping as an important contributor to the City's quality of life, to provide for fines and penalties for violating this Ordinance, and to include Arborist Technician in the list of designated employees that can enforce the Urban Forestry Ordinance, respectively; by adding Section 810B to establish a permit process for sidewalk landscape installation and removal, including permit fees and procedures to adjust fees on an annual basis; and making environmental findings.

Enacted Number: 121-06

FINALLY PASSED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Recommendations of the Rules Committee

060386 [55-year Seismic Safety Retrofit Loan Program Loans] **Supervisors Dufty, Mirkarimi, Ammiano**

Ordinance amending San Francisco Administrative Code Sections 66.1, 66.3, 66.4, 66.5, 66A.2, 66A.4, 66A.13, 66A.24, 66A.25, and 66A.26 to allow for 55-year term Seismic Safety Retrofit Loan Program loans, to name the Mayor's Office of Housing as the Seismic Safety Retrofit Loan Program Administrator, and to make certain administrative clarifications.

Enacted Number: 122-06

FINALLY PASSED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060530 [Settlement of Lawsuit - Donald Sargeant]

Ordinance authorizing settlement of the lawsuit filed by Donald Sargeant against the City and County of San Francisco for $225,000; the lawsuit was filed on March 25, 2005 in San Francisco Superior Court, Case No. 439-805; entitled Donald Sargeant v. City and County of San Francisco, et al.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060557 [Settlement of Lawsuit - Linda Nussbaum]

Ordinance authorizing settlement of the lawsuit filed by Linda Nussbaum against the City and County of San Francisco for $170,000; the lawsuit was filed on January 7, 2004 in San Francisco Superior Court, Case No. 427-870; entitled Linda Nussbaum v. City and County of San Francisco, et al. (City Attorney)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060567 [Settlement of Lawsuit - Eliana Martella]

Ordinance authorizing settlement of the lawsuit filed by Eliana Martella against the City and County of San Francisco for $175,000; the lawsuit was filed on July 22, 2004 in Superior Court, Case No. CGC-04433236; entitled Eliana Martella, et al., v. City and County of San Francisco, et al; other material terms of said settlement are the reduction of the San Francisco General Hospital lien from $17,829.64 to $12,829.64. (City Attorney)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060611 [Settlement of Lawsuit - ARCO et al.]

Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco, acting by and through its Airport Commission, against PS Trading for the payment to the Airport of environmental clean-up costs with regard to City and County of San Francisco v. ARCO et al., Case No. C-97-2965 MMC (N.D. Cal). (City Attorney)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060406 [Appointment - Shelter Monitoring Committee]

Resolution appointing Joanne L. Smith, Keith Wayne Kemp, and Damian R. Ochoa, terms ending November 23, 2006, to the Shelter Monitoring

Committee.

Joanne L. Smith, succeeding Christoph Jones, resigned, seat 2, must be homeless or formerly homeless, for the unexpired portion of a two-year term ending November 23, 2006. Keith Wayne Kemp, succeeding Delbert Scott, resigned, seat 5, must be selected from a list of candidates that are nominated by non-profit agencies that provide advocacy or organizing services to homeless people and be homeless or formerly homeless, for the unexpired portion of a two-year term ending November 23, 2006. Damian R. Ochoa, succeeding Dorothy Harris, resigned, seat 6, must be selected from a list of candidates that are nominated by non-profit agencies that provide advocacy or organizing services to homeless people, for the unexpired portion of a two-year term ending November 23, 2006.

Enacted Number: 326-06

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060438 [Appointment - Commission of Animal Control and Welfare]

Resolution appointing Laurie Kennedy-Routhier, Christine L. Garcia, and Dr. Mara Weiss, terms ending April 30, 2008, to the Commission of Animal Control and Welfare.

Laurie Kennedy-Routhier, succeeding herself, term expired, seat 1, must be a member representing the general public having interest and experience in animal matters, for a two-year term ending April 30, 2008. Christine L. Garcia, succeeding Joanne Kipnis, term expired, seat 2, must be a member representing the general public having interest and experience in animal matters, for a two-year term ending April 30, 2008. Dr. Mara Weiss, succeeding herself, term expired, seat 7, must be licensed veterinarian, for a two-year term ending April 30, 2008.

Enacted Number: 327-06

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060568 [Extension of One Year Tolling Agreement between Daly City and San Francisco] Supervisor Elsbernd

Resolution approving one year extension of mutual tolling agreement between the City of Daly City ("Daly City") and the City and County of San Francisco ("San Francisco"). (City Attorney)

Enacted Number: 330-06

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060569 [Settlement of Claim - Daly City] **Supervisor Elsbernd**

Resolution approving Settlement of Claim by City and County of San Francisco ("San Francisco") against the City of Daly City ("Daly City"). (City Attorney)

Enacted Number: 331-06

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

REGULAR AGENDA

UNFINISHED BUSINESS

From the Clerk

060806 [Adopting findings related to the conditional use appeal on property located at 3575 Geary Boulevard]

Motion adopting findings related to the appeal of the Planning Commission's approval of Conditional Use Application No. 2003.0410CEK!, a lot size in excess of 9,999 square feet, Sections 121.2 and 712.21 to allow non-residential use size in excess of 5,999 square feet, Section 271 to allow exception from the "A" Bulk Controls in an 80-A Height and Bulk District, and Sections 303 and 304 to allow a Planned Unit Development that would include modifications to the rear yard requirement (Planning Code Section 134), the Open space requirement for senior dwelling units (Planning Code Section 135(d)(3)), the dwelling unit exposure requirement (Planning Code Section 140), and the off-street parking and loading requirements (Planning Code Section 151 and 152) located at 3575 Geary Boulevard; Lot 2 in Assessor's Block 1083, and Lot 4 in Assessor's Block 1084. (Clerk of the Board)

Enacted Number: M06-59

APPROVED by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 1 - Alioto-Pier

Recommendation of the Budget and Finance Committee

060475 [Public Employment - Mayor's Office of Economic and Workforce Development] **Mayor**

Ordinance amending Ordinance No. 204-05 (Annual Salary Ordinance No. 204-05 (Annual Salary Ordinance 2005/2006) to reflect the creation of three (3) positions in the Mayor's Office of Economic and Workforce Development.

(Fiscal impact.)

Enacted Number: 123-06

FINALLY PASSED by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Alioto-Pier

Recommendation of the Select Committee on Ending Gun and Gang Violence

060086 [Providing for public notice of installation of community safety cameras.] Supervisors Mirkarimi, Ammiano, Maxwell, Elsbernd

Ordinance amending the San Francisco Administrative Code by adding Chapter 19, Sections 19.1 through 19.8, to regulate the installation of community safety cameras, prescribe a notification and approval process for the installation of cameras, and establish protocols for oversight and access to video recordings.

Supervisor Mirkarimi, seconded by Supervisor Ammiano, moved that this Ordinance be **AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME**

TITLE. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

From the City Operations and Neighborhood Services Committee

060107 [Child product safety] **Supervisors Ma, Maxwell, Alioto-Pier, McGoldrick, Sandoval, Daly**

Ordinance amending the San Francisco Health Code by adding Chapter 34, Sections 34.1 through 34.3, to prohibit the manufacture, sale, or distribution in commerce of any toy or child care article that is intended for use by a child under three years of age if it contains bisphenol-A or other specified chemicals, and to require manufacturers to use the least toxic alternative to those substances, and setting an operative date.

Supervisors Sandoval and Daly requested to be added as co-sponsors.

Supervisor McGoldrick, seconded by Supervisor Elsbernd, moved to continue this matter to June 13, 2006.

Motion to continue this matter to June 13, 2006 failed by the following vote

Ayes: 2 - Elsbernd, McGoldrick

Noes: 9 - Alioto-Pier, Ammiano, Daly, Dufty, Ma, Maxwell, Mirkarimi, Peskin, Sandoval

Enacted Number: 120-06

FINALLY PASSED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Recommendation of the Land Use and Economic Development Committee

051521 [Designate 150 Otis Street, the Juvenile Court and Detention Home, as Landmark No. 248] Supervisor Peskin

Ordinance designating 150 Otis Street, the Juvenile Court and Detention Home, as Landmark No. 248 pursuant to Article 10, Sections 1004 and 1004.4 of the Planning Code. (Planning Department)

Supervisor Daly was previously excused from voting on this matter.

Enacted Number: 119-06

FINALLY PASSED by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Dufty
Excused: 1 - Daly

NEW BUSINESS

Recommendations of the Budget and Finance Committee

060628 [Board of Appeals Surcharges]

Ordinance (1) amending Section 10G.1 of the San Francisco Administrative Code to: (a) adjust the surcharges on permits that may be appealed to the Board of Appeals by: (i) reducing the surcharge on tobacco retailer's permits issued by the Department of Public Health pursuant to San Francisco Health Code Section 1009.53 from $56 to $26, (ii) reducing the surcharge on permits specified in Police Code Section 2.26 issued by the Police Department from $17 to $10, (iii) reducing the surcharge on permits specified in Police Code Section 2.26 issued by the Entertainment Commission from $10 to $3, (iv) reducing the surcharge on permits specified in Police Code Section 2.26.1 issued by the Taxi Commission from $9 to $3, (v) increasing the surcharge on permits issued by the Department of Building Inspection pursuant to Building Code Section 110, Tables 1-A, 1-F, Item 3, 1-H, 1-K, Item 8, or 1-Q, Item 5, from $11 to $13 and (vi) increasing the surcharge on permits issued by the Department of City Planning pursuant to Planning Code Sections 351(h), 352(a), (except for fees imposed for hearings on Conditional Uses under Section 303 or Planned Unit Developments under Section 304), 353(a), 353(b), 353(c), or 355, from $11 to $13; (b) adjust the surcharges on annual renewals of permits or licenses associated with permits that may be appealed to the Board of Appeals by: (i) reducing the surcharge on renewal of annual licenses specified in Police Code Section 2.27 issued by the Police Department from $17 to $10, (ii) reducing the surcharge on annual licenses specified in Police Code Section 2.27 issued by the Entertainment Commission from $10 to $3, and (iii) reducing the surcharge on renewal of annual licenses specified in Police Code Section 2.27.1 issued by the Taxi Commission from $9 to $3; (c) imposing a Board of Appeals surcharge of $26 on renewal of annual licenses for tobacco retailers under San Francisco Health Code Section 1009.54 and Business and Tax Regulations Code Section 249.16; and (d) imposing a Board of Appeals surcharge of $109.00 for medical cannabis dispensary permits issued by the Department of Public Health pursuant to Health Code Section 3007, and for annual license renewals associated with such permits pursuant to Health Code Section 3318 and Business and Tax Regulations Code Section 249.20; and (2) making findings pursuant to the California Environmental Quality Act, Public Resources Code Section 21080(b)(8)(A), that the surcharges imposed by this ordinance and the adjustments to existing surcharges made by this ordinance are not "projects" and that all such surcharges are imposed for the purpose of meeting operating expenses of the Board of Appeals, including employee wage rates, fringe benefits and other direct and indirect overhead charges attributable to administrative appeals to the Board of Appeals relating to the aforementioned permits and licenses pursuant to Charter Section 4.106 and other applicable laws. (Mayor)

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060653 [Emergency contracts and appropriation to relocate the utility lines at San Francisco Crime Lab and prepare building program to relocate the forensic lab to a new location] **Mayor**

Ordinance approving award of emergency contracts and appropriating $820,000 for various consultant and construction services on an as-needed basis to relocate the sewer system at the San Francisco Crime Lab and prepare a building program to relocate the forensic lab to a new location.

(Fiscal impact.)

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060564 [Proposition J Contract/Certification of Specified Contracted-Out Services for Enterprise Departments Previously Approved]

Resolution concurring with the Controller's certification previously approved under Proposition J that services can be performed by private contractor for a lower cost than similar work performed by City and County employees, for the following services: employee parking management, information booth, public parking management and shuttle bus services (Airport); paratransit and security services (MTA); citation information, janitorial and landscaping, coin counting and collection, security, and towing services (MTA Parking & Traffic); janitorial and security services (Port). (Mayor)

(Fiscal impact.)

Enacted Number: 329-06

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Recommendations of the Government Audit and Oversight Committee

060444 [Prohibiting Masonry Dry-Cutting] Supervisors Ma, Dufty

Ordinance amending the Administrative Code by adding new Chapter 64, Section 64.1 to prohibit City employees and City contractors from engaging in masonry dry-cutting and dry-grinding, with exceptions, and establishing alternative procedures; amending the Administrative Code by amending Section 6.22 to require that City contracts include the prohibition against masonry dry-cutting and dry-grinding found in Chapter 64; and making environmental findings.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060535 [Memorandum of Understanding - Deputy Sheriffs' Association] Mayor, Supervisors Dufty, Daly, Mirkarimi

Ordinance adopting and implementing an arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco Deputy Sheriffs' Association to be effective July 1, 2005 through June 30, 2009.

(Fiscal impact.)

Supervisor Daly requested to be added as a co-sponsor.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Recommendations of the Land Use and Economic Development Committee

052025 [Residential Rent Ordinance: Landlord may not sever parking/storage/access to specified common areas without just cause; tenant entitled to rent reduction upon severance.] **Supervisors Mirkarimi, Daly, Maxwell, Peskin**

Ordinance amending Administrative Code Chapter 37 "Residential Rent Stabilization and Arbitration Ordinance" by amending Section 37.2(r) to provide that parking or storage or access to common areas on the same lot, or similar facilities or space on the same lot, may not be severed by the landlord without just cause; and that where such severance does occur the tenant is entitled to a reduction in rent.

Supervisor Mirkarimi, seconded by Supervisor Ammiano, moved that this Ordinance be **AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.** The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Ordinance amending Administrative Code Chapter 37 "Residential Rent Stabilization
and Arbitration Ordinance" by amending Section 37.2(r) to provide that garage facilities, parking facilities, or storage or access to common areas, laundry rooms, lobbies, decks, patios, or gardens on the same lot, or kitchen facilities in single room occupancy (SRO) hotels, supplied in connection with the use or occupancy of a unit, or similar facilities or space on the same lot, may not be severed from a tenancy by the landlord without just cause; and that where such a severance does occur the tenant is entitled to a reduction in rent.

PASSED ON FIRST READING by the following vote:

Ayes: 7 - Ammiano, Daly, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 4 - Alioto-Pier, Dufty, Elsbernd, Ma

060372 [Off-Street Parking In C-3 Zoning Districts And For Bicycles and Car Share] **Supervisors Peskin, Daly**

Ordinance amending the San Francisco Planning Code by amending Sections 102.9, 151, 151.1, 154, 155, 155.5, 161, 166, 167 and 309 to impose new requirements in C-3 Zoning Districts regarding permitted off-street parking and loading, allowed off-street freight loading and service vehicle spaces and to separate parking costs from housing costs, to impose new requirements for parking for bicycles and car share vehicles, to exempt from the legislation projects that received final Planning Department or Planning Commission approval and submitted complete site permit applications prior to the effective date of the legislation, to require the Planning Department, the Municipal Transportation Agency and the County Transportation Agency to undertake a study of downtown parking issues, and adopting environmental findings and findings of consistency with the General Plan and the eight priority policies of Planning Code Section 101.1.

(Economic Impact)

Supervisor Daly requested to be added as a co-sponsor.

PASSED ON FIRST READING by the following vote:

Ayes: 9 - Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 2 - Alioto-Pier, Ma

Recommendations of the Rules Committee

060217 [Reporting Sources of Gifts of Travel] Supervisors Sandoval, Ammiano, Mirkarimi

Ordinance amending Article III, Chapter 2 of the San Francisco Campaign and Governmental Conduct Code, by amending section 3.216 to impose reporting requirements for gifts of travel to elected officials.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060033 [Prohibiting Political Contributions from Corporations to Candidates for City Elective Office] Supervisors Peskin, Mirkarimi, Ammiano

Ordinance amending section 1.114 of the San Francisco Campaign and Governmental Conduct Code to prohibit corporations from making campaign contributions to candidates for City elective office.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060387 [Preparation of a Backup Plan for Elections; Supervisor Mirkarimi

Contracts for Voting Equipment]

Ordinance amending the San Francisco Municipal Elections Code by adding Section 980 to Article IX to require the Director of Elections to prepare a backup plan for elections whenever the voting system intended to be used in the next election is pending certification from the California Secretary of State and to require the Board of Supervisors to give great consideration to whether the voting system has been certified by the California Secretary of State.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060524 [Waiving the Competitive Requirements of the Administrative Code for the Procurement of Construction Services for Portion of the Laguna Honda Hospital Replacement Project] **Supervisor Elsbernd**

Ordinance waiving the competitive requirements of Chapter 6 of the Administrative Code and authorizing the director of Public Works, with the assistance of the Construction Manager-at Risk, to negotiate the subcontracts for the renovation of Wing C and Building H of the Laguna Honda Hospital Replacement Project and modifying the contract with the CM-at Risk to incoporate said subcontacts into the CM-at Risk to incorporate said subcontracts into the CM-at-Risk's scope of work.

Continued to June 13, 2006

Supervisor Elsbernd, seconded by Supervisor Ammiano, moved that this Ordinance be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060534 [Revising and clarifying procedures for imposition and collection of the 911 Emergency Response Fee imposed on telephone service subscribers] **Supervisor Peskin**

Ordinance amending Article 10A of the Business and Tax Regulations Code by amending Section 751 to amend the definition of "Service supplier" and delete the definition of "Telephone corporation" in order to reflect changes in communications technology and regulation, and amend the definition of "Trunk line" to clarify that it does not include Direct Inward Dial telephone lines; amending Section 754 by replacing the term "Telephone corporation" with the term "Service supplier," and amending Sections 757, 759, 761 and 762 to clarify responsibilities on the part of the City and service providers for collection of the fee.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Supervisor Alioto-Pier was noted absent at 3:45 p.m.

SPECIAL ORDER 3:30 P.M - Recognition of Commendations

ROLL CALL FOR INTRODUCTIONS

PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes. Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

Abdullah Megaheed; expressed concern with issues relating to the Iraq War and homelessness

James Chaffee; expressed concern with issues relating to the SF Public Library

Richard Magree; expressed concern with issues relating to Sigmond Stern Grove

Eugene Gordon, Jr.; expressed concern with issues relating to violations of human rights

Tom Kelly; expressed concern with the lack of funding for arts programs

John daDonna; showed interest in bike rides in Golden Gate Park

Robin Crop; expressed concern with issues relating to lyme disease intervention and treatment

Philip Jones; expressed concern with issues relating to lyme disease intervention and treatment

Male speaker; expressed concern with issues relating to environmental issues and the sewer system

Ace Washington; expressed concern with issues relating to the June 7, 2006 Joint Select Committee on Ending Gun and Gang Violence and SF Police Commission and issues relating to the City Hall press room issues and Channel 29

Roman Smith, showed interest in the 6th Street area and the need for SF Police foot patrol in the area

Male speaker; expressed concern with the current Executive Administration and the Board of Supervisors with issues relating to Golden Gate Park

Female speaker; expressed concern with the increase of proposed fee at Harding Golf Course

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

060711 [Encouraging churches, synagogues and temples in San Francisco to engage in a coordinated tolling of bells to call attention to the need for an effective suicide barrier on the Golden Gate **Supervisor Ammiano**

Resolution encouraging churches, synagogues and temples in San Francisco to engage in a coordinated tolling of bells to call attention to the need for an effective suicide barrier on the Golden Gate Bridge.

Enacted Number: 334-06

ADOPTED

060712 [Commending the heroism of Marlin Coats and urging the US Government to grant permanent residence to Jacqueline Coats] **Supervisor Ammiano**

Resolution commending the heroism of Marlin Coats and urging the US Government to grant permanent residence to Jacqueline Coats.

Enacted 335-06

Number:
ADOPTED

060713 [California Global Warming Solutions Act of 2006] **Supervisor Daly**

Resolution urging the California Legislature to adopt Assembly Bill 32-The California Global Warming Solutions Act of 2006.

Enacted Number: 336-06

ADOPTED

060714 [South of Market Project Area Committee] **Supervisor Daly**

Resolution confirming the election results of members to the Project Area Committee for the South of Market Redevelopment Project Area and finding that the Procedures for the Election of Members to Redevelopment Project Area Committees were followed.

Enacted Number: 337-06

ADOPTED

060715 [National Hunger Awareness Day in San Francisco] **Supervisor Daly**

Resolution commending the San Francisco Food Bank, St. Anthony Foundation and Project Open Hand as well as more than 500 programs citywide that distribute food in recognizing June 6, 2006 as National Hunger Awareness Day in San Francisco.

Enacted Number: 338-06

ADOPTED

060716 [Declaring June 1, 2006 as Silence the Violence Day] **Supervisors Daly, Mirkarimi**

Resolution declaring June 1, 2006 as Silence the Violence Day in commemoration of those who have died or have been victimized by violence in San Francisco.

Enacted Number: 339-06

ADOPTED

060717 [Acknowledging the leadership and social **Supervisor Maxwell**

services provided by Project Families In Need to the people of the City and County of San Francisco]

Resolution acknowledging Project Families In Need this 23rd day of May 2006 and thank Project F.I.N. for providing social services to create a better quality of life for the community of San Francisco.

Enacted Number:	340-06

ADOPTED

060718 [Honoring the memory of Deborah Gibbon] **Supervisor Mirkarimi**

Resolution honoring the life, spirit, community activism and contributions to the local artistic community of Deborah Gibbon.

Enacted Number:	341-06

ADOPTED

060719 [Honoring the Joe Goode Performance Group] **Supervisor Mirkarimi**

Resolution honoring the Joe Goode Performance Group on the occasion of their twentieth anniversary.

Enacted Number:	342-06

ADOPTED

060720 [Expansion of community policing in San Francisco Housing Authority-owned developments] **Supervisor Mirkarimi**

Resolution urging the San Francisco Housing Authority to renew beyond June 30, 2006, and expand the size and geographical scope of its MOU with the San Francisco Police Department for supplemental law enforcement services dedicated to community policing in Housing Authority-owned developments.

Enacted Number:	343-06

ADOPTED

060721 [Waiver permitting City employees to assist the Department of Elections with the June 6, 2006 election] **Supervisor Peskin**

Motion granting a waiver from the prohibition imposed by Charter section 13.104.5, to permit City employees to assist the Department of Elections with the June 6, 2006 election.

Enacted Number: M06-58

APPROVED

060804 [San Francisco Opera's free outdoor opera simulcast of Madama Butterfly] **Supervisor Ma**

Resolution commending the San Francisco Opera, David Gockley and event sponsors for providing San Francisco with the first simulcast opera at Civic Center Plaza.

Enacted Number: 346-06

ADOPTED

060669 [Final Map 3553 for a 13 Unit Commercial/Residential Condominium Project - 2428 Bayshore Boulevard]

Motion approving Final Map 3553, 2428 Bayshore Boulevard, a 13 Unit Commercial/Residential Condominium Project, being a subdivision of that certain parcel described in that certain deed I522 O.R. 1299 recorded Nov. 26, 2003. Also being a Subdivision of Lot 003 in Assessor's Block No. 6249, and adopting findings pursuant to the City's General Plan and priority policies of Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 176,045; District 10.)

Enacted Number: M06-57

APPROVED

060689 [Final Map for a 6 Unit Live/Work Condominium Project - 2021 26th Street]

Motion approving Final Map of 2021 26th Street, a Live/Work Condominium Project, being a subdivision of Lot 018 in Assessor's Block No. 4327A, and adopting findings pursuant to the City's General Plan and priority policies of Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 176,031; District 10.)

Enacted Number: M06-56

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Severed From the Without Reference to Committee Agenda

Supervisor Elsbernd requested that this matter be severed so that it might be considered separately.

060805 [Supporting Senate Bill 840, The California Health Insurance Reliability Act of 2005.] **Supervisor Ma**

Resolution supporting Senate Bill 840 (Kuehl), The California Health Insurance Reliability Act of 2005.

Supervisor Elsbernd requested that this matter be referred to Committee.

REFERRED to the City Operations and Neighborhood Services Committee.

IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding.Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s). For such resolutions to be considered, the Board must first adopt the following two motions.

[Purely Commendatory Finding] Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

Supervisor Dufty, seconded by Supervisor Maxwell, moved the Purely Commendatory Finding. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

[Brown Act Finding] Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Dufty, seconded by Supervisor Maxwell, moved the Brown Act Finding. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060789 [Declaring June 10, 2006 Community Boards Day in San Francisco.] Supervisor Dufty

Resolution celebrating the 30th Anniversary of Community Boards and declaring June 10, 2006 Community Boards Day in San Francisco.

Enacted Number: 344-06

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060790 [Commending Dr. Marshal Isaacs] Supervisors Dufty, Ammiano, Maxwell, Ma, Mirkarimi, Peskin

Resolution commending Dr. Marshal Isaacs on his outstanding service with the San Francisco Fire Department and wishing Dr. Isaacs the best of luck as the Emergency Medical Director with the Dallas Fire-Rescue Department.

Enacted Number: 345-06

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

060740 [MOU - Deputy Probation Officers' Association] Mayor

Ordinance adopting and implementing the mediated settlement establishing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco Deputy Probation Officers' Association, to be effective July 1, 2006 through June 30, 2009.

6/1/06, RECEIVED AND ASSIGNED to Government Audit and Oversight

Committee.

060741 **[MOU - Transport Workers Union of America, AFL-CIO, Local 250-A (Multi-Unit)]** **Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Transport Workers Union of America, AFL-CIO, Local 250-A (Multi-Unit), to be effective July 1, 2006 through June 30, 2009.

6/1/06, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

060742 **[MOU - Transport Workers Union of America, AFL-CIO, Local 250-A (Non-MTA 7410)]** **Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Transport Workers Union of America, AFL-CIO, Local 250-A (Non-MTA 7410), to be effective July 1, 2006 through June 30, 2009.

6/1/06, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

060743 **[MOU - Teamsters, Local 856 (Multi-Unit)]** **Mayor**

Ordinance adopting and implementing the arbitration award establishing the amended Memorandum of Understanding between the City and County of San Francisco and the Teamsters, Local 856 (Multi-Unit) to be effective July 1, 2006 through June 30, 2009.

6/5/06, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

060744 **[MOU - Teamsters, Local 350]** **Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Teamsters, Local 350, to be effective July 1, 2006 through June 30, 2009.

6/1/06, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

060745 **[MOU - Operating Engineers Local Union No. 3 of the International Union of Operating Engineers, AFL-CIO, Supervising Probation Officers]** **Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Operating Engineers Local Union No. 3 of the International Union of Operating Engineers, AFL-

CIO, Supervising Probation Officers, to be effective July 1, 2006 through June 30, 2009.

6/1/06, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

060746 [MOU - Operating Engineers Local Union No. 3 of the International Union of Operating Engineers, AFL-CIO] Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Operating Engineers Local Union No. 3 of the International Union of Operating Engineers, AFL-CIO, to be effective July 1, 2006 through June 30, 2009.

6/1/06, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

060747 [MOU - District Attorney Investigators' Association] Mayor

Ordinance adopting and implementing the arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco District Attorney Investigators' Association, to be effective July 1, 2006 through June 30, 2009.

6/1/06, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

060748 [MOU - Municipal Attorneys' Association] Mayor

Ordinance adopting and implementing the arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and the Municipal Attorneys' Association, to be effective July 1, 2006 through June 30, 2009.

(Supervisor Peskin dissented in Committee.)

6/1/06, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

060749 [Unrepresented Employees] Mayor

Ordinance Fixing Compensation for persons employed by the City and County of San Francisco whose compensations are subject to the provisions of Section A8.409 of the Charter, in jobcodes not represented by an employee organization, and establishing working schedules and conditions of employment and, methods of payment, effective July 1, 2006.

6/1/06, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

060750 **[MOU - Service Employees International Union, Locals 535, 790 and United Healthcare Workers - West]** **Mayor**

Ordinance adopting and implementing the mediated settlement establishing the Memorandum of Understanding between the City and County of San Francisco and the Service Employees International Union, Locals 535, 790 and United Healthcare Workers - West, to be effective July 1, 2006 through June 30, 2009.

6/5/06, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

060751 **[MOU - Service Employees International Union, Local 790 Staff & Per Diem Nurses]** **Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Service Employees International Union, Local 790 Staff & Per Diem Nurses, to be effective July 1, 2006 through June 30, 2007.

6/5/06, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

060752 **[MOU - Freight Checkers, Clerical Employees & Helpers, Local 856 (Supervising Registered Nurses, Unit 11.B.]** **Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Freight Checkers, Clerical Employees & Helpers, Local 856 (Supervising Registered Nurses, Unit 11.B.), to be effective July 1, 2006 through June 30, 2007.

6/2/06, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

060753 **[MOU - Transport Workers Union of America, AFL-CIO, Local 200]** **Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Transport Workers Union of America, AFL-CIO, Local 200, to be effective July 1, 2006 through June 30, 2009.

6/5/06, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

060754 **[MOU - San Francisco Institutional Police Officers' Association]** **Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco Institutional Police Officers' Association, to be effective July 1, 2006 through June 30, 2009.

6/5/06, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

060755 [MOU- International Brotherhood of Electrical Workers Local Union 6, AFL-CIO] Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the International Brotherhood of Electrical Workers Local Union 6, AFL-CIO, to be effective July 1, 2006 through June 30, 2009.

6/2/06, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

060756 [MOU - Automotive Machinists Union, Local 1414, Machinists Automotive Trades District 190, International Association of Machinists and Aerospace Workers] Mayor

Ordinance adopting and implementing the mediated settlement establishing the Memorandum of Understanding between the City and County of San Francisco and the Automotive Machinists Union, Local 1414, Machinists Automotive Trades District 190, International Association of Machinists and Aerospace Workers, to be effective July 1, 2006 through June 30, 2009.

6/5/06, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

060757 [MOU - United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry, Local 38] Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry, Local 38, to be effective July 1, 2006 through June 30, 2009.

6/5/06, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

060758 [MOU - Laborers International Union, Local No. 261] Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Laborers International Union, Local No. 261, to be effective July 1, 2006 through June 30, 2009.

6/5/06, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

060759 [MOU - Consolidated Craft Unions]

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Bricklayers and Allied Crafts, Local 3; Hod Carriers, Local 36; Building Inspectors' Association; The Northern California Carpenters Regional Council, Local 22; Cement Masons, Local 300; Glaziers, Architectural Metal and Glass Workers, Local Union No. 718; International Alliance of Theatrical Stage Employees, Moving Picture Technicians, Artist and Allied Crafts of the United States, Its Territories and Canada, Local 16; International Association of Bridge, Structural, Ornamental, Reinforcing Iron Workers, Riggers and Machinery Movers, Local 377; Auto, Marine and Specialty Painters, Local Union No. 1176; Pile Drivers, Divers, Carpenters, Bridge, Wharf and Dock Builders, Local Union No. 34; Plasterers and Shophands, Local 66; United Union of Roofers, Waterproofers and Allied Workers, Local 40; Sheet Metal Workers International Union, Local 104; Teamsters, Local 853, to be effective July 1, 2006 through June 30, 2009.

6/5/06, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

060760 [MOU - International Federation of Professional and Technical Engineers, Local 21, AFL-CIO] **Mayor**

Ordinance adopting and implementing the mediated settlement establishing the Memorandum of Understanding between the City and County of San Francisco and the International Federation of Professional and Technical Engineers, Local 21, AFL-CIO, to be effective July 1, 2006 through June 30, 2009.

6/5/06, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

060761 [MOU - California Association of Interns and Residents/Committee of Interns and Residents, SEIU] **Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the California Association of Interns and Residents/Committee of Interns and Residents, SEIU, to be effective July 1, 2006 through June 30, 2009.

6/5/06, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

060762 [MOU - Union of American Physicians and Dentists (Unit 8CC)]

Ordinance adopting and implementing the mediated settlement establishing the Memorandum of Understanding between the City and County of San Francisco and the Union of American Physicians and Dentists (Unit 8CC), to be effective July 1, 2006 through June 30, 2009.

6/5/06, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

060763 [MOU - Union of American Physicians and Dentists (Unit 11AA)] **Mayor**

Ordinance adopting and implementing the mediated settlement establishing the Memorandum of Understanding between the City and County of San Francisco and the Union of American Physicians and Dentists (Unit 11AA), to be effective July 1, 2006 through June 30, 2009.

6/5/06, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

060764 [MOU - Municipal Executives' Association] **Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives' Association, to be effective July 1, 2006 through June 30, 2009.

6/5/06, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

060765 [MOU - International Union of Operating Engineers, Stationary Engineers, Local 39] **Mayor**

Ordinance adopting and implementing the mediated settlement establishing the Memorandum of Understanding between the City and County of San Francisco and the International Union of Operating Engineers, Stationary Engineers, Local 39, to be effective July 1, 2006 through June 30, 2009.

6/5/06, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

060767 [Increasing from $35.00 to $50.00 the maximum fee that the Treasurer is authorized to charge for personal checks that are returned without payment] **Mayor**

Ordinance amending Chapter 10, Article I of the San Francisco Administrative Code by amending Section 10.13-1 to increase from $35.00 to $50.00 the maximum amount that the Treasurer is authorized to charge if a personal check offered in payment for any license, permit, fee, fine or obligation owing to the City and County of San Francisco, is returned without payment.

6/2/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.
06/09/06 - Referred to Planning for determination of environmental impact.

06/15/06 - Response received from Planning, Exempt from CEQA.

060768 **[Creation of Budget Savings Incentive Fund]** **Mayor**

Ordinance amending the San Francisco Administrative Code by repealing Section 3.17 and by adding Section 10.20, to create a Budget Savings Incentive Fund to implement cost-saving strategies and to allow for the reinvestment of those savings in one-time expenditures.

Fiscal Impact.

6/1/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

060769 **[Increasing Arts Commission Civic Design Review Fees]** **Mayor**

Ordinance amending the San Francisco Administrative Code by amending section 3.19A to increase administrative fees for Arts Commission civic design review and making environmental findings.

6/1/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.
06/09/06 - Referred to Planning for determination of environmental impact.
06/15/06 - Response received from Planning, Exempt from CEQA.

060770 **[Recreation and Park Department - Stadium Rentals]** **Mayor**

Ordinance making environmental findings and amending the San Francisco Park Code, Article 12, by adding Section 12.40 to authorize the Recreation and Park Department to enter into short term license agreements for use of Kezar Stadium, Boxer Pavilion and the Stadium at Candlestick Point at rates comparable to those charged for similar bay area venues.

6/1/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.
06/09/06 - Referred to Planning for determination of environmental impact.
06/15/06 - Response received from Planning, Exempt from CEQA.

060771 **[Recreation and Park Department - Fees at Harding Park and Fleming Golf Courses]** **Mayor**

Ordinance making environmental findings and amending the San Francisco Park Code, Article 12, Section 12.12, to increase the fees at Harding Park and Fleming Golf Courses.

(Supervisor Daly dissented in Commitee.)

6/1/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.
06/09/06 - Referred to Planning for determination of environmental impact.
06/15/06 - Response received from Planning, Exempt from CEQA.

060772 [Recreation and Park Department - Kezar Parking Fees Increase] **Mayor**

Ordinance making environmental findings and amending the San Francisco Park Code, Article 12, Section 12.08, to increase the fees for parking at the Kezar Parking Lot.

6/1/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.
06/09/06 - Referred to Planning for determination of environmental impact.
06/15/06 - Response received from Planning, Exempt from CEQA.

060773 [Recreation and Park Department - Professional Tennis Lesson Fees] **Mayor**

Ordinance making environmental findings and amending the San Francisco Park Code, Article 12, by adding Section 12.41, to charge fees for professional tennis lessons.

6/1/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.
06/09/06 - Referred to Planning for determination of environmental impact.
06/15/06 - Response received from Planning, Exempt from CEQA.

060774 [Recreation and Park Department - Golden Gate Park Carousel Fee Increase] **Mayor**

Ordinance making environmental findings and amending the San Francisco Park Code, Article 12, Section 12.09, to increase the fees for rides on the Golden Gate Park Carousel.

6/1/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.
06/09/06 - Referred to Planning for determination of environmental impact.
06/15/06 - Response received from Planning, Exempt from CEQA.

060775 [Recreation and Park Department - Coit Tower Fee Increase] **Mayor**

Ordinance making environmental findings and amending the San Francisco Park Code, Article 12, Section 12.06, to increase the fees for admission to Coit Tower.

6/1/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.
06/09/06 - Referred to Planning for determination of environmental impact.
06/15/06 - Response received from Planning, Exempt from CEQA.

060776 [Recreation and Park Department - Camp Mather Senior Camp Fees, Cancellation and Other Administrative Fees] **Mayor**

Ordinance making environmental findings and amending the San Francisco Park Code, Article 12, Section 12.01, to add Camp Mather Senior Camp fees, and cancellation and other administrative fees; and amending Park Code

Section 12.03 to add an administrative fee for changes made to the number of meals ordered after the reservation is final.

6/1/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.
06/09/06 - Referred to Planning for determination of environmental impact.
06/15/06 - Response received from Planning, Exempt from CEQA.

060777 [Recreation and Park Department - Japanese Tea Garden Fee Increase] **Mayor**

Ordinance making environmental findings and amending the San Francisco Park Code, Article 12, Section 12.05, to increase admission fees, reduce free hours, and allow discounts and promotions at the Japanese Tea Garden.

6/1/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.
06/09/06 - Referred to Planning for determination of environmental impact.
06/15/06 - Response received from Planning, Exempt from CEQA.

060778 [Public Works Code - Tree removal permit fee] **Mayor**

Ordinance amending Public Works Code Sections 802 and 806 to establish a minimum in-lieu fee when tree planting requirements are waived or for the removal or destruction trees subject to Article 16 (the Urban Forestry Ordinance); to establish fees for removal of such trees based on the number of trees proposed for removal; and to provide for an annual adjustment of said fees; and making environmental findings.

6/1/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.
06/09/06 - Referred to Planning for determination of environmental impact.
06/15/06 - Response received from Planning, Exempt from CEQA.

060779 [Annual License Fees] **Mayor**

Ordinance (1) amending the San Francisco Police Code by amending Section 2.26 to increase the annual license fees for Place of Entertainment Permits and Extended Hours Premises Permits, and (2) making findings pursuant to the California Environmental Quality Act, Public Resources Code Section 21080(b)(8)(A), that the adjustments to the annual license fees are not "projects" and that such annual license fees are imposed for the purpose of meeting operating expenses of the Entertainment Commission, including employee wage rates, fringe benefits and other direct and indirect overhead charges attributable to such annual licenses.

6/1/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.
06/09/06 - Referred to Planning for determination of environmental impact.
06/15/06 - Response received from Planning, Exempt from CEQA.

060780 [Amending Subsections of Section 106 of the San Francisco Fire Code to increase fees for services and permits] **Mayor**

Ordinance making environmental findings and amending Sections 106.8, 106.8.2, 106.12, Table 106-A and Table 106-C of the San Francisco Fire Code to increase fees for Fire Department services and permits, to become operative on its effective date or on July 1, 2006, Whichever is later.

6/1/06, RECEIVED AND ASSIGNED to Budget and Finance Committee. 06/09/06 - Referred to Planning for determination of environmental impact. 06/15/06 - Response received from Planning, Exempt from CEQA. 06/16/06 - Referred to the Small Business Commission for review and comment.

060781 [Authorizing the Treasurer and Tax Collector to charge a fee of $25 for issuing a duplicate Business Registration Certificate] Mayor

Ordinance amending Article 12 of the San Francisco Business and Tax Regulations Code by adding Section 856.1 to authorize the Tax Collector to charge a fee of $25 for issuing a duplicate business registration certificate requiring a notation in the record of the loss or destruction of the original certificate and making a finding that the actions contemplated in this Ordinance are in compliance with the California Environmental Quality Act.

6/1/06, RECEIVED AND ASSIGNED to Budget and Finance Committee. 06/09/06 - Referred to Planning for determination of environmental impact. 06/15/06 - Response received from Planning, Exempt from CEQA. 06/16/06 - Referred to the Small Business Commission for review and comment.

060782 [Patient Rates]

Ordinance amending Section 128 of the San Francisco Health Code to set patient rates and other services provided by the Department of Public Health, effective July 1, 2006.

6/1/06, RECEIVED AND ASSIGNED to Budget and Finance Committee. 06/09/06 - Referred to Planning for determination of environmental impact. 06/15/06 - Response received from Planning, Exempt from CEQA.

060793 [Aging and Adult Services Community Living Fund] Supervisors Alioto-Pier, Maxwell, Ammiano, Dufty, Ma

Ordinance amending the San Francisco Administrative Code by adding Section 10.100-12, to create an Aging and Adult Services Community Living Fund to fund aging in place and community placement alternatives, including programs and services provided in an individual's home, programs and services provided in assisted living facilities, supportive housing and congregate housing; and provide care and support for individuals who may otherwise require care within an institution.

6/6/06, ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 7/6/2006. 06/13/06 - 30 day rule waived by President.

060794 [Department of Emergency Management; Divisions of Emergency Communications and Emergency Services, minimum qualifications for Director and Deputy Directors] **Supervisor Peskin**

Ordinance amending the San Francisco Administrative Code, by amending Section 2A.200, to re-name the "Department of Emergency Communications" as the "Department of Emergency Management," establish divisions of emergency communications and emergency services within the Department, and set minimum qualifications for the Director and Deputy Directors, and by amending Section 7.7, to substitute the Deputy Director for Emergency Services under the Department of Emergency Management for the Director of Emergency Services.

6/6/06, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 7/6/2006. 6/12/06 - Per e-mail from David Owen, the President waived the 30-Day Rule.

060795 [Boundaries of Police Department District Stations] **Supervisor Mirkarimi**

Ordinance adopting Section 2A.90 of the San Francisco Administrative Code to require that the boundaries of Police Department district stations be reviewed at least every ten years, to set factors for consideration, and to establish a process for adjusting station boundaries.

6/6/06, ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee, expires on 7/6/2006.

060726 [Interim Consolidated Budget and Annual Appropriation Ordinance, Fiscal Year 2006-2007] **Mayor**

Interim Consolidated Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for the City and County of San Francisco for fiscal year ending June 30, 2007.

Fiscal Impact.

6/1/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

060727 [Interim Consolidated Annual Salary Ordinance, Fiscal Year 2006-2007] **Mayor**

Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for fiscal year ending June 30, 2007, continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State Law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefore.

6/1/06, RECEIVED AND ASSIGNED to Budget and Finance Committee. 6/5/06 - Received from Human Resources Director, Interim Annual Salary Ordinance Fiscal Yearing ending June 30, 2007, revised June 2, 2006. Copies distributed to each member of the Board.

060728 [Public Employment, Fiscal Year 2006-2007] Mayor

Consolidated Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the Fiscal Year ending June 30, 2007, continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefor.

Fiscal Impact.

6/6/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

060729 [Government Funding, Fiscal Year 2006-2007] Mayor

Consolidated Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for the City and County of San Francisco for fiscal year ending June 30, 2007.

Fiscal Impact.

6/6/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

060469 [Appropriating $2,740,000 to fund overtime deficit at the Police Department for Fiscal Year 2005-2006.]] Supervisor Ma

Ordinance appropriating $2,740,000 to the Police Department to fund overtime deficit for Fiscal Year 2005-2006.

(Fiscal Impact)

5/16/06, SUBSTITUTED. Supervisor Ma submitted a substitute ordinance bearing new title.

5/16/06, ASSIGNED to Budget and Finance Committee.

6/6/06, SUBSTITUTED. Supervisor Ma submitted a substitute ordinance bearing new title.

6/6/06, ASSIGNED to Budget and Finance Committee.

Resolutions

060805 [Supporting Senate Bill 840, The California Health Insurance Reliability Act of 2005.] **Supervisor Ma**

Resolution supporting Senate Bill 840 (Kuehl), The California Health Insurance Reliability Act of 2005.

5/31/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

6/6/06, REFERRED to City Operations and Neighborhood Services Committee. Supervisor Elsbernd requested that this matter be referred to Committee.

060731 [Accept-Expend State Grant - Mayor's Office of Criminal Justice] **Supervisor Maxwell**

Resolution authorizing the Mayor's Office of Criminal Justice (MOCJ) to accept and expend funds in the amount of $560,738 from the State Corrections Standards Authority (CSA), from funds made available under Senate Bill 736 - known as the Juvenile Justice Crime Prevention Act (JJCPA) - for programs and approaches that have been demonstrated to be effective in reducing delinquency, for the period of July 1, 2006 to June 30, 2007.

6/6/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

060732 [Accept-Expend State Grant - Mayor's Office of Criminal Justice] **Supervisor Maxwell**

Resolution authorizing the Mayor's Office of Criminal Justice to retroactively accept and expend a grant in the amount of $200,000 from the State Corrections Standards Authority for the purpose of implementing the Read Into Your Future Project through the Title II Formula Grant Program, for the period from April 1, 2006 to March 31, 2007.

6/6/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

060733 [Interim Treasure Island Development Authority Budget] **Mayor**

Resolution approving the Interim Budget of the Treasure Island Development Authority for fiscal year 2006-2007.

Fiscal Impact.

6/1/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

060734 [Redevelopment Agency Budget] Mayor

Resolution approving an Interim Budget of the Redevelopment Agency of the City and County of San Francisco for fiscal year 2006-2007.

(Fiscal Impact.)

6/1/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

060738 [Treasure Island Development Authority Budget] Mayor

Resolution approving the Budget of the Treasure Island Development Authority for fiscal year 2006-2007.

Fiscal Impact.

6/1/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

060739 [Redevelopment Agency Budget and Bonds] Mayor

Resolution approving the Budget of the Redevelopment Agency of the City and County of San Francisco for fiscal year 2006-2007; approving the Issuance by the Agency of Bonds in an aggregate principal amount not to exceed $146,850,000 for the purpose of financing a portion of Redevelopment activities as described in such approved Budget for fiscal year 2006-2007; and approving the execution of the Bayview Hunters Point Redevelopment Project Area and Survey Area Loan Agreement in a principal amount not to exceed $921,000 for implementation and planning activities and the Visitacion Valley Redevelopment Survey Area Loan Agreement in a principal amount of $531,000 for planning activities.

Fiscal Impact.

6/1/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

060783 [Gifts to the Fire Department] Mayor

Resolution accepting and expending (1) a gift to the Fire Department of $100,000 from the Fireman's Fund Insurance Company for the Department's Neighborhood Emergency Response Training ("NERT") Program and (2) gifts to the Fire Department from Johnson & Johnson of $100,000 for the NERT Program and of medical supplies valued at $20,000 for the NERT Program or for disaster relief.

6/1/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

060784 **[Reimbursement resolution for proposed capital projects]** **Mayor**

Resolution declaring the intent of the City and County of San Francisco to reimburse certain expenditures relating to the San Francisco General Hospital replacement project, the Hall of Justice replacement project, the Mission Bay Fire and Police Facilities project, the Auxiliary Water Supply System reconstruction and renovation project and the Forensic Crime Laboratory replacement project from the proceeds of future indebtedness; and making related findings.

6/1/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

060785 **[Accept-Expend Federal Grant Funds]** **Mayor**

Resolution authorizing the San Francisco Fire Department (SFFD) to accept and expend $375,311 in grant funds from the Federal Emergency Management Agency (FEMA) for the development and implementation of a fire safety and prevention program for senior citizens.

6/1/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

060786 **[Proposition J Contract/Certification of Specified Contracted-Out Services Previously Approved]** **Mayor**

Resolution concurring with the Controller's certification that services previously approved under Proposition J can be performed by private contractor for a lower cost than similar work performed by City and County employees, for the following services: central shops security, convention facilities management, janitorial and security services (Admin Services); budget analyst (Board of Supervisors); security services (Public Works); community services (District Attorney); body removal services (Medical Examiner); Project S.A.F.E. (Police); and jail food services (Sheriff).

(Fiscal Impact.)

6/1/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.
06/16/06 - Referred to the Small Business Commission for review and comment.

060789 **[Declaring June 10, 2006 Community Boards Day in San Francisco.]** **Supervisor Dufty**

Resolution celebrating the 30th Anniversary of Community Boards and declaring June 10, 2006 Community Boards Day in San Francisco.

6/6/06, ADOPTED.

060790 **[Commending Dr. Marshal Isaacs]** **Supervisors Dufty,**

Ammiano, Maxwell, Ma, Mirkarimi, Peskin

Resolution commending Dr. Marshal Isaacs on his outstanding service with the San Francisco Fire Department and wishing Dr. Isaacs the best of luck as the Emergency Medical Director with the Dallas Fire-Rescue Department.

6/6/06, ADOPTED.

060796 [Grant of Federal Funds - Municipal Transportation Agency] Supervisor Maxwell

Resolution authorizing the Municipal Transportation Agency, through its Director of Transportation (or his designee), to accept and expend $22,570,000 in STIP funds from the State of California, or if transferred to the Federal Transit Administration, as part of FY 2007/2008 federal section 5307 or section 5309 fixed guideway funds, for construction of the Muni Metro East Maintenance and Operations Facility, excluding administrative overhead costs.

6/6/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

060797 [Approve 3 new positions funded by existing State and Federal grant funds] Supervisor Dufty

Resolution authorizing the San Francisco Department of Public Health AIDS Office (SFDPHAIDS), to fill three new positions using existing and ongoing State grant funds for the period of July 1, 2005 to June 30, 2006 and Federal grant funds for the period of January 1, 2006 to December 31, 2006.

6/7/06, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

060798 [Joint Exercise of Powers Agreement - California Municipal Finance Authority] Supervisor Mirkarimi

Resolution approving, authorizing and directing the execution of a joint exercise of powers agreement relating to the California Municipal Finance Authority.

6/6/06, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

060799 [Issuance and Sale of Revenue Bonds - Mercy Housing Projects] Supervisor Mirkarimi

Resolution approving the issuance and sale of tax-exempt bonds by the California Municipal Finance Authority in an aggregate principal amount not to exceed $12,000,000 for the financing of the acquisition and rehabilitation of certain housing projects to be owned by a limited partnership or a limited liability company in which Mercy Housing California or an affiliate will serve as a general partner or member.

6/6/06, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

060800 [Grant to support the Hospital Preparedness Program through the San Francisco Department of Public Health] **Supervisor Dufty**

Resolution authorizing the San Francisco Department of Public Health (SFDPH), to retroactively accept and expend a grant in the amount of $548,465.74 from the California Department of Health Services, Emergency Preparedness Office, for year 3 of the Hospital Preparedness Program, for the period of September 1, 2005, through August 31, 2006.

6/6/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee. Department requests this matter be calendared at the next available meeting.

060801 [Multifamily Housing Revenue Bonds - Hotel Essex] **Supervisor Daly**

Resolution declaring the intent of the City and County of San Francisco (the "City" to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing (the "Director") to submit an application and related documents to the California Debt Limit Allocation Committee ("CDLAC") permit the issuance of qualified multifamily housing revenue bonds in an aggregate principal amount not to exceed $13,000,000 for the Hotel Essex project; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed $65,000 in accordance with the CDLAC procedures; authorizing the Director to certify CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the qualified multifamily housing revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of qualified multifamily housing revenue bonds by the City in an aggregate principal amount not to exceed $13,000,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project (as defined herein) and the Application (as defined herein).

6/6/06, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

060813 [Condemning the government sanctioned violence at Moscow's first Gay Pride celebration, and urging the Kremlin and Mayor Yuri Luzkhov to foster a culture of tolerance toward Russia's LGBT **Supervisors Ammiano, Dufty**

Resolution condemning the government sanctioned violence and chaos which took place during Moscow's first Gay Pride march, and urging the Kremlin and Moscow Mayor Yuri Luzkhov to work toward fostering a culture of tolerance in relation to the LGBT community in Russian society.

6/6/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

060814 [Supporting Californians for Clean Energy Initiative] Supervisor Alioto-Pier

Resolution supporting the Californians for Clean Energy Initiative to fund, improve, and produce clean energy for California starting on the November 2006 statewide ballot.

6/6/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

060815 [Observance of the 35th Anniversary of the End of Occupation Alcatraz Island] Supervisor Daly

Resolution observing the 35th Anniversary of the End of Occupation Alcatraz Island and commending the Community Housing Partnership for commemorating this important part of San Francisco history through a permanent installation at the Senator Hotel.

6/6/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

060816 [Foundation Support for Communities of Color] Supervisor Daly

Resolution urging independent and community foundations to effectively support communities of color and foster leadership development in minority-led organizations.

6/6/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

060817 [Commending Marcia Parrott] Supervisor Elsbernd

Resolution commending Marcia Parrott on the occasion of her retirement.

6/6/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

060818 [Urging the State Senate "aye" vote on Assembly Bill 2728 (Klehs) to amend section 12071 of the Penal Code, relating to firearms] Supervisor Maxwell

Resolution urging the State Senate "aye" vote on Assembly Bill 2728 (Klehs) to protect the public from firearms dealers who knowingly or with gross negligence violates specified provisions of law regulating firearms dealers.

6/6/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

060819 [Urging the State Senate "aye" vote on Assembly Bill 2521 relating to firearms] **Supervisor Maxwell**

Resolution urging the State Senate "aye" vote on Assembly Bill 2521 (Jones, Cohn, Koretz, and Leno) to amend section 12071, 12072, 12076, 12078, and 12082 of, and to repeal and add Section 12083 of, the Penal Code, relating to firearms.

6/6/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

060820 [Chemical Restrictions in Electronics] **Supervisor McGoldrick**

Resolution urging San Francisco's State delegation to support AB 2202 Restriction of Hazardous Substances Extension (Salda¤a).

6/6/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

060821 [Responding to harmful effects of federal or state immigration legislation] **Supervisors Mirkarimi, Daly**

Resolution committing the City and County of San Francisco to respond in a timely, humane and just manner to the harmful effects of the proposed immigration legislation passed at the federal or state levels.

6/6/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

060822 [Heart of the City Farmers' Market Day] **Supervisor Peskin**

Resolution proclaiming June 21, 2006, Heart of the City Farmers' Market Day in San Francisco.

6/6/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

060823 [Supporting the Tenth Annual Latino Film Festival in San Francisco] **Supervisor Sandoval**

Resolution supporting the Tenth Annual Latino Film Festival in San Francisco.

6/6/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

060735 [2005-2006 Civil Grand Jury Report - Identity Theft] Supervisors Peskin, Daly

Hearing on the recently published 2005-2006 Civil Grand Jury report regarding Identity Theft: How Well is the City and County Coping?

6/1/06, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee. 6/13/06 - Supervisor Daly introduced a hearing request on the same subject.

060736 [2005-2006 Civil Grand Jury Report - San Francisco's Information Technology Highway] Supervisor Ammiano

Hearing on the recently published 2005-2006 Civil Grand Jury report regarding San Francisco's Information Technology Highway: Potholes or Possibilities.

6/1/06, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee. Sponsor requests this item be scheduled at the June 12, 2006 meeting. 6/22/06 - Correspondence sent to Presiding Judge pursuant to Penal Code Section 933 and Administrative Code 2.10. notifying that the Board of Supervisors met on June 12, 2006.

060737 [2005-2006 Civil Grand Jury Report - Disaster Planning] Supervisor Ammiano

Hearing on the recently published 2005-2006 Civil Grand Jury report regarding Disaster Planning: The Realities of Emergency/Disaster Medical Preparedness in San Francisco.

6/1/06, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee. Sponsor requests this item be scheduled at the June 26, 2006 meeting.

060787 [Annual Budget, Fiscal Year 2006-07] Mayor

Hearing to consider the Annual Budget for Fiscal Year 2006-07.

6/1/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

060788 [2006 Office of the Controller-City Services Auditor Special Report on Police Staffing Needs at S.F. International Airport] Supervisor Ammiano

Hearing to review the 2006 Office of the Controller-City Services Auditor Special Report on Police Staffing Needs at San Francisco International

Airport.

6/6/06, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee. Sponsor requests this item be scheduled at the June 12, 2006 meeting.

060791 [Tree Disclosure Statement] **Supervisor McGoldrick**

Hearing to have an update on File No. 051620 (Resolution No. 723-05) urging the Planning Department to require a Tree Disclosure Statement as part of all building permit applications that include exterior work, demolition or grading.

6/6/06, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

060792 [Concrete Testing Status] **Supervisor Elsbernd**

Hearing on the status of testing efforts on the inferior concrete used on the Summit reservoir and other projects.

6/6/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

Motions

060693 [Appointment, Planning Commission - Kathrin Moore] **Supervisor Peskin**

Motion approving the Board of Supervisors President Peskin's nomination of Kathrin Moore to the Planning Commission, term ending July 1, 2010.

(Section 4.105 of the City Charter provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days of the date the nomination is transmitted to the Clerk then the nominee shall be deemed approved. Transmittal date - (May 23, 2006.)

6/6/06, RECEIVED AND ASSIGNED to Rules Committee.

060694 [Appointment, Planning Commission - Kathrin Moore] **Supervisor Peskin**

Motion rejecting the Board of Supervisors President's appointment of Kathrin Moore to the Planning Commission, term ending July 1, 2010.

(Section 4.105 of the City Charter provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days of the date the nomination is transmitted to the Clerk then the nominee shall be deemed approved. Transmittal date - (May 23, 2006.)

6/6/06, RECEIVED AND ASSIGNED to Rules Committee.

Charter Amendment

060707 [Charter Amendment - City Elections In Even-Numbered Years] Supervisors McGoldrick, Maxwell

Charter amendment (First Draft) to amend Section 13.101 and Article XVII to change the election cycle for the offices of Mayor, Sheriff, District Attorney, City Attorney and Treasurer so that these offices will be elected in even-numbered years; and to amend the definition of general municipal election so that such elections occur only in even-numbered years.

5/23/06, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/22/2006. 5/31/06 - Referred to Controller; Mayor; City Attorney; Ethics Commission; City Administrator; Director, Administrative Services; Planning, Environmental Review Officer; Budget Analyst; Department of Elections; Sheriff; District Attorney; Board of Education; Community College District; City Attorney; Treasurer; Public Defender; Assessor-Recorder.

6/6/06, SUBSTITUTED. Supervisor McGoldrick submitted a substitute Charter amendment bearing new title.

6/6/06, ASSIGNED to Rules Committee.

PROPOSED ORDINANCES

060723 [Settlement of Lawsuit - Chubb Custom Insurance Company]

Ordinance authorizing settlement of the lawsuit filed by Chubb Custom Insurance Company against the City and County of San Francisco for $65,000; the lawsuit was filed on February 24, 2005 in San Francisco Superior Court, Case No. 438-921; entitled Chubb Custom Insurance Company, et al., v. City and County of San Francisco, et al. (City Attorney)

5/24/06, RECEIVED AND ASSIGNED to Rules Committee.

060724 [Settlement of Lawsuit - Lisa Kenney]

Ordinance authorizing settlement of the lawsuit filed by Lisa Kenney against the City and County of San Francisco for $125,000; the lawsuit was filed on November 13, 2003 in San Francisco Superior Court, Case No. 426-365; entitled Lisa Kenney v. City and County of San Francisco, et al. (City Attorney)

5/24/06, RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

060586 [Amendment to **Airport Sublease Agreement**]

Resolution approving Amendment of Sublease No. 00-0347 between Corporation of the Fine Arts Museums and the City and County of San Francisco, acting through its Airport Commission.

5/19/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

060587 [Gift - **Private (Mobile Mammography Van)**]

Resolution authorizing the Department of Public Health, San Francisco General Hospital to accept a gift in the amount of $146,041 from the Avon Foundation, via the San Francisco General Hospital Foundation, for the purchase of technical and logistical services in support of the operation of the mobile mammography facility vehicle, donated to the City in 2004, by the University of California, San Francisco. The mobile mammography facility vehicle provides services to indigent and under-served women in San Francisco.

5/25/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

060722 [Contract approval - **Fire Department Emergency Medical Services Billing** and Collections]

Resolution approving the award and execution of San Francisco Fire Department Contract Number 4117-05/06, Emergency Medical Services Billing & Collections, to American Medibanc, Incorporated. In addition to generating approximately $19 million per year in revenue, out of which the City will pay American Medibanc a percentage varying from 7.0% to 5.5%, contractor also will provide the Department a system for electronic patient data collection and reporting. The term of the contract is four years, with two renewal options of two years each. (Fire Department)

5/24/06, RECEIVED AND ASSIGNED to Budget and Finance Committee. Department requests this matter be heard as soon as possible.

060725 [Report of assessment costs for sidewalk and curb repairs]

Resolution approving report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs ordered to be performed by said Director pursuant to Sections 707 and 707.1 of the Public Works Code, the costs thereof having been paid for out of a revolving fund. (Public Works Department)

(DPW Order No. 176,050. Locations: 1125 Alabama Street; 1522 Church Street; 370 Lexington Street; 1201 Mission Street; 371 Noe Street; 1157 Stanyan Street; 1348 South Van Ness Avenue.)

5/24/06, ASSIGNED to Board of Supervisors.

060802 [Homeless and Senior Services Contract Approval - Episcopal Community Services]

Resolution approving the contract between the City and County of San Francisco and Episcopal Community Services to provide various safety net services to homeless, formerly homeless, and frail and elderly senior citizens in San Francisco, for the period from July 1, 2006 to June 30, 2012, in the amount of $59,910,467. (Human Services Department)

5/26/06, RECEIVED AND ASSIGNED to Budget and Finance Committee. Department requests this matter be scheduled at the earliest meeting as this is time sensitive. 6/7/06: Human Services Agency submitted a substitute resolution bearing new title.

060803 [Housing Services and Support Services Contract Approval - Tenderloin Housing Clinic]

Resolution approving the contract between the City and County of San Francisco and the Tenderloin Housing Clinic to provide housing services and support services to formerly homeless adults for the period from July 1, 2006 to June 30, 2009, in the amount of $41,589,314. (Human Services Department)

Fiscal Impact.

5/26/06, RECEIVED AND ASSIGNED to Budget and Finance Committee. Department requests this matter be scheduled at the earliest meeting as this is time sensitive.

Requests Granted

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following locations:

ú Private property on the corner of Fell and Buchanan

ú Private property at the corner of Buchanan and Lily

ú Property on the corner of Fell and Buchanan

ú Sidewalk on Pierce and Page, SE corner

From: Supervisor Mirkarimi

To: Director, Department of Parking and Traffic

Requesting/Inquiring: Requesting the Department of Parking and Traffic to report on the status of removing graffiti and replacing signs at the following locations:

ú Missing parking signs on Pierce between Haight and Page

ú Graffiti on parking signs on Pierce between Page and Haight

ú Graffiti on parking signs on Pierce between Haight and Waller

ú Graffiti on parking signs on Page between Steiner and Webster

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of repairing the sidewalk on North side of Ellis between Steiner and Pierce.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of repairing the sidewalk at the southeast corner of O'Farrell and Scott.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of repairing the graffiti on the signage and buildings at the Department of Motor Vehicles located at Oak and Baker.

From: Supervisor Mirkarimi

To: Director, Department of Recreation and Parks

Requesting/Inquiring: Requesting the Department of Recreation and Parks *to report on the status of*

Antoine Green - Supervisor Mirkarimi

Patricia Walkup - Entire Board

Frederick Hobson - Supervisor Daly

Peter Tamaras - Entire Board

Joseph T. Day - Supervisor Dufty

James Dunn - Supervisor Daly

Anthony Padilla Balunsat, Jr. - Supervisor Peskin

Myron Tatarian - Supervisor Elsbernd

Elfy Diaz-Romero - Supervisor Elsbernd

Andy Casper - Entire Board

Nancy Harbett Dewees - Supervisor Peskin

Maya Miller - Supervisor Peskin

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 4:25 p.m.

Gloria L. Young, Clerk of the Board

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on July 11, 2006.

Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee. Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers and similar sound-producing electronic devices, (Violators may be removed from the meeting room.) 3) signs to be brought into the meeting or displayed in the room; and 4)standing in the Legislative Chamber. Citizens are encouraged to testify at Board hearings and to write letters to the Board and to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102. USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer. THE AGENDA PACKET IS AVAILABLE AT CITY HALL, ROOM 244, RECEPTION DESK. Agendas are available on the internet at www.sfgov.org/site/bdsupvrs_index.asp?id=4383 Board meetings are cablecast on SF Cable 26. For video tape copies and scheduling call (415) 557-4293. Results of each Board meeting can be obtained about a half hour after the end of the meeting by telephoning (415) 554-5555.

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Disability access

Know Your Rights Under the Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review. For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact Frank Darby by mail to Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at sotf@sfgov.org Citizens may obtain a free copy of the Sunshine Ordinance by contacting Mr. Darby or by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at http://www.sfgov.org/sunshine

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MEETING MINUTES

Tuesday, June 13, 2006
2:00 PM
Legislative Chamber - Second Floor
Regular Meeting

Board of Supervisors

AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, FIONA MA, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL

Members Present: *Michela Alioto-Pier, Tom Ammiano, Chris Daly, Bevan Dufty, Sean Elsbernd, Sophie Maxwell, Jake McGoldrick, Ross Mirkarimi, Aaron Peskin, Gerardo Sandoval.*

Members Excused: *Fiona Ma.*

Members Absent: *None.*

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:06 p.m. On the call of the roll Supervisors Dufty and Ma were noted absent.

There was a quorum.

Supervisor Dufty was noted present at 2:07p.m.

Supervisor Ma was excused from attendance. (See Infra)

Supervisor Ma Excused from Attendance

Supervisor Maxwell, seconded by Supervisor Elsbernd, moved to excuse Supervisor Ma from attending today's meeting. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Ma

AGENDA CHANGES

Supervisor Peskin requested the Clerk of the Board to call Item No. 41

(File No. 060598) and Item No. 42 (File No. 060599) for purposes of continuing these matters.

CONSENT AGENDA

Recommendations of the Budget and Finance Committee

060653 [Emergency contracts and appropriation to relocate the utility lines at San Francisco Crime Lab and prepare building program to relocate the forensic lab to a new location] **Mayor**

Ordinance approving award of emergency contracts and appropriating $820,000 for various consultant and construction services on an as-needed basis to relocate the sewer system at the San Francisco Crime Lab and prepare a building program to relocate the forensic lab to a new location.

(Fiscal impact.)

Enacted Number: 139-06

FINALLY PASSED

060628 [Board of Appeals Surcharges]

Ordinance (1) amending Section 10G.1 of the San Francisco Administrative Code to: (a) adjust the surcharges on permits that may be appealed to the Board of Appeals by: (i) reducing the surcharge on tobacco retailer's permits issued by the Department of Public Health pursuant to San Francisco Health Code Section 1009.53 from $56 to $26, (ii) reducing the surcharge on permits specified in Police Code Section 2.26 issued by the Police Department from $17 to $10, (iii) reducing the surcharge on permits specified in Police Code Section 2.26 issued by the Entertainment Commission from $10 to $3, (iv) reducing the surcharge on permits specified in Police Code Section 2.26.1 issued by the Taxi Commission from $9 to $3, (v) increasing the surcharge on permits issued by the Department of Building Inspection pursuant to Building Code Section 110, Tables 1-A, 1-F, Item 3, 1-H, 1-K, Item 8, or 1-Q, Item 5, from $11 to $13 and (vi) increasing the surcharge on permits issued by the Department of City Planning pursuant to Planning Code Sections 351(h), 352(a), (except for fees imposed for hearings on Conditional Uses under Section 303 or Planned Unit Developments under Section 304), 353(a), 353(b), 353(c), or 355, from $11 to $13; (b) adjust the surcharges on annual renewals of permits or licenses associated with permits that may be appealed to the Board of Appeals by: (i) reducing the surcharge on renewal of annual licenses specified in Police Code Section 2.27 issued by the Police Department from $17 to $10, (ii) reducing the surcharge on annual licenses specified in Police Code Section 2.27 issued by the Entertainment Commission from $10 to $3, and (iii) reducing the surcharge on renewal of annual licenses specified in Police Code Section 2.27.1 issued by the Taxi Commission from $9 to $3; (c) imposing a Board of

Appeals surcharge of $26 on renewal of annual licenses for tobacco retailers under San Francisco Health Code Section 1009.54 and Business and Tax Regulations Code Section 249.16; and (d) imposing a Board of Appeals surcharge of $109.00 for medical cannabis dispensary permits issued by the Department of Public Health pursuant to Health Code Section 3007, and for annual license renewals associated with such permits pursuant to Health Code Section 3318 and Business and Tax Regulations Code Section 249.20; and (2) making findings pursuant to the California Environmental Quality Act, Public Resources Code Section 21080(b)(8)(A), that the surcharges imposed by this ordinance and the adjustments to existing surcharges made by this ordinance are not "projects" and that all such surcharges are imposed for the purpose of meeting operating expenses of the Board of Appeals, including employee wage rates, fringe benefits and other direct and indirect overhead charges attributable to administrative appeals to the Board of Appeals relating to the aforementioned permits and licenses pursuant to Charter Section 4.106 and other applicable laws. (Mayor)

Enacted Number: 138-06

FINALLY PASSED

Recommendations of the City Operations and Neighborhood Services Committee

051490 [Liquor License, 1590 Pacific Avenue]

Resolution determining that the transfer of a Type 21 off-sale general license and a Type 42 on-sale beer and wine public premises license from 1567 Pacific Avenue to 1590 Pacific Avenue, to Phil Priolo dba The Jug Shop, will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

Enacted Number: 351-06

ADOPTED

060287 [Liquor License, 1301 Van Ness Avenue]

Resolution determining that the transfer of a Type 21 off-sale general license from 2 Sanchez Street to 1301 Van Ness Avenue, to Steve McLaren for Beverages & more!, and the issuance of a Type 42 on-sale beer and wine public premises license to the same applicant, will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

Enacted Number: 352-06

ADOPTED

060330 [Liquor License, 2 Henry Adams Street, Space M-21]

Resolution determining that the issuance of a Type 42 on-sale beer and wine public premises license to Emil Maionchi dba Wine Merchant of Showplace Square located at 2 Henry Adams Street, Space M-21, will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

Enacted Number: 353-06

ADOPTED

060364 [Liquor License, 55 Natoma Street]

Resolution determining that the transfer of a Type 47 on-sale general public eating place license from 2299 Van Ness Avenue to 55 Natoma Street, to Paul Hemming dba Zen Compound, and the issuance of a Type 48 on-sale general public premises license, to the same applicant, will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

Enacted Number: 354-06

ADOPTED

060615 [Parking Regulations]

Resolution enacting and rescinding parking regulations at various locations.

TOW-AWAY, NO STOPPING ANYTIME - RESCIND
South Van Ness Avenue, east side, from 92 to 122 feet south of Market Street.

TOW-AWAY NO STOPPING, 4 PM TO 6 PM, MONDAY THROUGH FRIDAY - RESCIND
Bush Street, south side, from Grant Avenue to 130 feet westerly.

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
Ellsworth Street, both sides, between 70 and 100 feet south of the south

property line of 755 Ellsworth Street.

PERPENDICULAR (90-DEGREE ANGLE) PARKING - RESCIND
Sanchez Street, east side, from 17th Street to 91 feet northerly.

2-HOUR TIME-LIMIT, 7 AM TO 6 PM, EXCEPT SATURDAY AND SUNDAY - ESTABLISH
Kansas Street, both sides, between 15th and 16th Streets (200 block).

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
Oak Street, south side, from Octavia Boulevard to 56 feet westerly (existing conditions).

RED (NO PARKING ANYTIME) ZONES - ESTABLISH
Hampshire Street, west side, from 26th Street to 15 feet northerly.

UNMETERED MOTORCYCLE PARKING - ESTABLISH
2718 Bryant Street, west side, between the driveways for #2718 - 2722 and 2724 - 2726 Bryant Street, (12-foot section of curb between the driveways for these addresses, accommodating two motorcycle parking spaces).

NO PARKING ANYTIME - EXTEND
Ocean Avenue, south side, from 100 feet to 142 feet west of San Leandro Way (extends the "No Parking Anytime" regulation by 42 feet, eliminating parking meter # 591-24130). (Parking and Traffic Department)

(5/4/06: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3178).

Enacted Number: 355-06

ADOPTED

060616 [STOP Intersections]

Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH
Park Hill at Roosevelt Way, stopping Park Hill;
Laguna and Waller Streets, stopping Waller Street;
Second Street extension at King Street, stopping the northbound leg of Second Street at King Street;
26th and Hampshire Streets, stopping eastbound 26th Street, making this intersection a one-way STOP;
McKinnon Avenue and Lane Street, stopping eastbound McKinnon Avenue and northbound and southbound Lane Street, making this intersection an All-Way STOP;
22nd and Mississippi Streets, stopping southbound Mississippi Street; and,
19th and Pennsylvania Streets, stopping Pennsylvania at 19th Street, making this an All-Way STOP. (Parking and Traffic Department)

(5/4/06: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3178).

Enacted Number: 356-06

ADOPTED

060617 [Traffic Regulations]

Resolution enacting and rescinding traffic regulations on various streets.

ONE-WAY STREET (WESTBOUND) - ESTABLISH
Cleveland Street, between Sherman and 7th Streets

NO LEFT TURN OR NO U-TURNS - ESTABLISH
Cesar Chavez Street, westbound traffic at South Van Ness Avenue

ONE-WAY STREET (NORTHBOUND) - ESTABLISH
Ellsworth Street, from Crescent Avenue to a point approximately 890 feet southerly (extends the existing one-way regulation by 160 feet southerly)

STREET CLOSURE EXCEPT DURING SCHOOL SUMMER RECESS - ESTABLISH
Sherman Street, from Cleveland Street to 100 feet north of Harrison Street (250 feet). (City Attorney)

(5/4/06: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3178).

Enacted Number: 357-06

ADOPTED

060690 [Grant to supplement on-call physician coverage for trauma services at San Francisco General Hospital Trauma Center and add one new position]

Resolution authorizing the San Francisco Department of Public Health (SFDPH), to accept retroactively and expend a new grant in the amount of $240,860 from the California Emergency Medical Services Authority (CEMSA) to supplement on-call physician coverage at San Francisco General Hospital Trauma Center, to enter into an agreement for the use of these funds, and to add one (1.0) new position funded through this grant agreement; for the period of July 1, 2005 to June 30, 2006.

Enacted Number: 358-06

ADOPTED

Recommendations of the Government Audit and Oversight Committee

060444 [Prohibiting Masonry Dry-Cutting] **Supervisors Ma, Dufty**

Ordinance amending the Administrative Code by adding new Chapter 64, Section 64.1 to prohibit City employees and City contractors from engaging in masonry dry-cutting and dry-grinding, with exceptions, and establishing alternative procedures; amending the Administrative Code by amending Section 6.22 to require that City contracts include the prohibition against masonry dry-cutting and dry-grinding found in Chapter 64; and making environmental findings.

Enacted Number:	131-06

FINALLY PASSED

060535 [Memorandum of Understanding - Deputy Sheriffs' Association] **Mayor, Supervisors Dufty, Daly, Mirkarimi**

Ordinance adopting and implementing an arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco Deputy Sheriffs' Association to be effective July 1, 2005 through June 30, 2009.

(Fiscal impact.)

Supervisor Mirkarimi requested to be added as a co-sponsor.

Enacted Number:	134-06

FINALLY PASSED

Recommendations of the Rules Committee

060217 [Reporting Sources of Gifts of Travel] **Supervisors Sandoval, Ammiano, Mirkarimi**

Ordinance amending Article III, Chapter 2 of the San Francisco Campaign and Governmental Conduct Code, by amending section 3.216 to impose reporting requirements for gifts of travel to elected officials.

Enacted Number: 128-06

FINALLY PASSED

060033 [Prohibiting Political Contributions from Corporations to Candidates for City Elective Office] Supervisors Peskin, Mirkarimi, Ammiano

Ordinance amending section 1.114 of the San Francisco Campaign and Governmental Conduct Code to prohibit corporations from making campaign contributions to candidates for City elective office.

Enacted Number: 126-06

FINALLY PASSED

060387 [Preparation of a Backup Plan for Elections; Contracts for Voting Equipment] Supervisor Mirkarimi

Ordinance amending the San Francisco Municipal Elections Code by adding Section 980 to Article IX to require the Director of Elections to prepare a backup plan for elections whenever the voting system intended to be used in the next election is pending certification from the California Secretary of State and to require the Board of Supervisors to give great consideration to whether the voting system has been certified by the California Secretary of State.

Enacted Number: 130-06

FINALLY PASSED

060534 [Revising and clarifying procedures for imposition and collection of the 911 Emergency Response Fee imposed on telephone service subscribers] Supervisor Peskin

Ordinance amending Article 10A of the Business and Tax Regulations Code by amending Section 751 to amend the definition of "Service supplier" and delete the definition of "Telephone corporation" in order to reflect changes in communications technology and regulation, and amend the definition of "Trunk line" to clarify that it does not include Direct Inward Dial telephone lines; amending Section 754 by replacing the term "Telephone corporation" with the term "Service supplier," and amending Sections 757, 759, 761 and 762 to clarify responsibilities on the part of the City and service providers for collection of the fee.

Enacted Number: 133-06

FINALLY PASSED

060530 [Settlement of Lawsuit - **Donald Sargeant**]

Ordinance authorizing settlement of the lawsuit filed by Donald Sargeant against the City and County of San Francisco for $225,000; the lawsuit was filed on March 25, 2005 in San Francisco Superior Court, Case No. 439-805; entitled Donald Sargeant v. City and County of San Francisco, et al.

Enacted Number: 132-06

FINALLY PASSED

060557 [Settlement of Lawsuit - **Linda Nussbaum**]

Ordinance authorizing settlement of the lawsuit filed by Linda Nussbaum against the City and County of San Francisco for $170,000; the lawsuit was filed on January 7, 2004 in San Francisco Superior Court, Case No. 427-870; entitled Linda Nussbaum v. City and County of San Francisco, et al. (City Attorney)

Enacted Number: 135-06

FINALLY PASSED

060567 [Settlement of Lawsuit - **Eliana Martella**]

Ordinance authorizing settlement of the lawsuit filed by Eliana Martella against the City and County of San Francisco for $175,000; the lawsuit was filed on July 22, 2004 in Superior Court, Case No. CGC-04433236; entitled Eliana Martella, et al., v. City and County of San Francisco, et al; other material terms of said settlement are the reduction of the San Francisco General Hospital lien from $17,829.64 to $12,829.64. (City Attorney)

Enacted Number: 136-06

FINALLY PASSED

060611 [Settlement of Lawsuit - **ARCO et al.**]

Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco, acting by and through its Airport Commission, against PS Trading for the payment to the Airport of environmental clean-up costs with regard to City and County of San Francisco v. ARCO et al., Case No. C-97-2965 MMC (N.D. Cal). (City Attorney)

Enacted Number: 137-06

FINALLY PASSED

The foregoing items were acted upon by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Ma

Severed from the Consent Agenda

Supervisors Maxwell and Dufty requested that these matters be severed so that they might be considered separately.

Recommendations of the Land Use and Economic Development Committee

060600 [Traffic Regulations] **Supervisor Maxwell**

Resolution enacting and rescinding traffic regulations on various streets.

BICYCLE LANES - ESTABLISH (18 month trial)
Illinois Street, both directions, between 16th Street and Cargo Way;
Sixteenth Street, both directions, between 3rd Street and Illinois Street; and,
Cargo Way, both directions, between Illinois Street and Jennings Street

(4/25/06: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street.)

Continued to June 27, 2006

Supervisor Sandoval, seconded by Supervisor Dufty, moved that this Resolution be CONTINUED. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Ma

060601 [Parking Regulations] **Supervisor Maxwell**

Resolution enacting and rescinding parking regulations at various locations.

PERPENDICULAR PARKING - RESCIND (18 month trial)
Illinois Street, east side, between 19th and 22nd Streets

BACK-IN ANGLED PARKING, 60 DEGRESS - ESTABLISH (18 month trial)
Illinois Street, east side, between 18th Street and 132 feet south of Mariposa Street

BACK-IN ANGLED PARKING, 45 DEGRESS - ESTABLISH (18 month trial)
Illinois Street, east side, between 20th and 22nd Streets

TOW-AWAY, NO PARKING ANYTIME - RESCIND
Illinois Street, east side, between 25th and Marin Streets

PERPENDICULAR PARKING - ESTABLISH
22nd Street, both sides, between Illinois Street and 480 feet easterly;
Tennessee Street, east side, between 18th and 175 feet south of 22nd Street; and
24th Street, both sides, between 100 feet east and 450 feet east of Michigan Street.

(4/25/06: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street.)

Continued to June 27, 2006

Supervisor Sandoval, seconded by Supervisor Dufty, moved that this Resolution be CONTINUED. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Ma

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Select Committee on Ending Gun and Gang Violence

060086 [Providing for public notice of installation of community safety cameras.] **Supervisors Mirkarimi, Ammiano, Maxwell, Elsbernd**

Ordinance amending the San Francisco Administrative Code by adding Chapter 19, Sections 19.1 through 19.8, to regulate the installation of community safety cameras, prescribe a notification and approval process for the installation of cameras, and establish protocols for oversight and access to video recordings.

Enacted Number: 127-06

FINALLY PASSED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Ma

Recommendations of the Land Use and Economic Development Committee

052025 [Residential Rent Ordinance: Landlord may not sever parking/storage/access to specified common areas without just cause; tenant entitled to rent reduction upon severance.] **Supervisors Mirkarimi, Daly, Maxwell, Peskin, Ammiano**

Ordinance amending Administrative Code Chapter 37 "Residential Rent Stabilization
and Arbitration Ordinance" by amending Section 37.2(r) to provide that garage facilities, parking facilities, or storage or access to common areas, laundry rooms, lobbies, decks, patios, or gardens on the same lot, or kitchen facilities in single room occupancy (SRO) hotels, supplied in connection with the use or occupancy of a unit, or similar facilities or space on the same lot, may not be severed from a tenancy by the landlord without just cause; and that where such a severance does occur the tenant is entitled to a reduction in rent.

Amended to include language relating to lobbies in single room occupancy (SRO) hotels.

Supervisor Mirkarimi, seconded by Supervisor Dufty, moved that this Ordinance be **AMENDED**. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Ma

Supervisor Ammiano requested to be added as a co-sponsor.

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 7 - Ammiano, Daly, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 3 - Alioto-Pier, Dufty, Elsbernd
Excused: 1 - Ma

060372 [Off-Street Parking In C-3 Zoning Districts And For Bicycles and Car Share] **Supervisors Peskin, Daly**

Ordinance amending the San Francisco Planning Code by amending Sections 102.9, 151, 151.1, 154, 155, 155.5, 161, 166, 167 and 309 to impose new requirements in C-3 Zoning Districts regarding permitted off-street parking and loading, allowed off-street freight loading and service vehicle spaces and to separate parking costs from housing costs, to impose new requirements for parking for bicycles and car share vehicles, to exempt from the legislation projects that received final Planning Department or Planning Commission approval and submitted complete site permit applications prior to the effective date of the legislation, to require the Planning Department, the Municipal Transportation Agency and the County Transportation Agency to undertake a study of downtown parking issues, and adopting environmental findings and findings of consistency with the General Plan and the eight priority policies of Planning Code Section 101.1.

(Economic Impact)

Enacted Number: 129-06

FINALLY PASSED by the following vote:

Ayes: 9 - Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 1 - Alioto-Pier
Excused: 1 - Ma

Recommendation of the Rules Committee

060524 [Waiving the Competitive Requirements of the Administrative Code for the Procurement of Construction Services for Portion of the Laguna Honda Hospital Replacement Project] **Supervisor Elsbernd**

Ordinance waiving the competitive requirements of Chapter 6 of the Administrative Code and authorizing the director of Public Works, with the assistance of the Construction Manager-at Risk, to negotiate the subcontracts for the renovation of Wing C and Building H of the Laguna Honda Hospital Replacement Project and modifying the contract with the CM-at Risk to incoporate said subcontacts into the CM-at Risk to incorporate said subcontracts into the CM-at-Risk's scope of work.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Ma

NEW BUSINESS

Recommendations of the Budget and Finance Committee

060726 [Interim Consolidated Budget and Annual Appropriation Ordinance, Fiscal Year 2006-2007] **Mayor**

Interim Consolidated Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for the City and County of San Francisco for fiscal year ending June 30, 2007.

Fiscal Impact.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Ma

060727 [Interim Consolidated Annual Salary Ordinance, Fiscal Year 2006-2007] **Mayor**

Interim Consolidated Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation ordinance for fiscal year ending June 30, 2007.

Fiscal Impact.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Ma

060733 [Interim Treasure Island Development Authority Budget] **Mayor**

Resolution approving the Interim Budget of the Treasure Island Development Authority for fiscal year 2006-2007.

Fiscal Impact.

Enacted Number: 359-06

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Ma

060247 [Minimum Wage Implementation and Enforcement] **Supervisors Maxwell, Ammiano, Daly, Mirkarimi, McGoldrick**

Ordinance (1) amending Chapter 12R of the San Francisco Administrative Code (Minimum Wage Ordinance) to impose an annual fee upon employers to defray the City's costs of implementing and enforcing the Minimum Wage Ordinance, (2) expanding the powers and duties of the Office of Labor Standard Enforcement to implement and enforce the Minimum Wage Ordinance, and (3) making findings pursuant to the California Environmental Quality Act, Public Resources Code Section 21080(b)(8)(A), that the regulatory fees imposed by this ordinance are not a "project" and that such fees are imposed for the purpose of meeting operating expenses of the Office of Labor Standards Enforcement or successor department of the City and County of San Francisco, including employee wage rates, fringe benefits and other direct and indirect overhead charges, attributable to the implementation and enforcement of the Minimum Wage Ordinance.

(Fiscal impact.) (Supervisor Elsbernd dissented in committee.)

Continued to June 20, 2006

Supervisor Maxwell, seconded by Supervisor McGoldrick, moved that this Ordinance be CONTINUED. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Ma

060536 [Appropriating $891,300 of General Fund Reserve to fund cost overruns in temporary salaries for the Department of Elections for Fiscal Year 2005-2006] **Mayor**

Ordinance retroactively appropriating $891,300 of General Fund Reserve to fund cost overruns in temporary salaries for the Department of Elections for Fiscal Year 2005-2006.

(Fiscal impact.)

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Ma

060618 [Official Advertising - Type 1 consecutive day official advertising]

Resolution designating the Examiner to be the official newspaper of the City and County of San Francisco for the category of Type 1 consecutive day official advertising, for the period commencing July 1, 2006 and ending June 30, 2007. (Purchaser)

Amended to split the contract between the San Francisco Examiner and the San Francisco Chronicle.

Supervisor Daly, seconded by Supervisor Ammiano, moved that this Resolution be AMENDED. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Ma

Resolution designating the Examiner and the Chronicle to be the official newspapers of the City and County of San Francisco for the category of Type 1 consecutive day official advertising, for the period commencing July 1, 2006 and ending June 30, 2007. (Purchaser)

ADOPTED AS AMENDED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Ma

060619 [Official Advertising - Type 2 non-consecutive day official advertising]

Resolution designating the Examiner to be the official newspaper of the City and County of San Francisco for the category of Type 2 non-consecutive day official advertising, for the period commencing July 1, 2006 and ending June 30, 2007. (Purchaser)

Supervisor Daly, seconded by Supervisor Ammiano, moved that this Resolution be **AMENDED**. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Ma

Resolution designating the Examiner and the Chronicle to be the official newspapers of
the City and County of San Francisco for the category of Type 2 non-consecutive day
official advertising, for the period commencing July 1, 2006 and ending June 30, 2007. (Purchaser)

ADOPTED AS AMENDED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Ma

Supervisor Sandoval noted absent at 2:26 p.m.

060626 [Outreach Advertising - Outreach newspapers]

Resolution designating El Latino and El Reportero to be the outreach newspaper of the City and County of San Francisco for the Hispanic community; San Francisco Bay View to be the outreach newspaper of the City and County of San Francisco for the African American community; the San Francisco Bay Times and the Bay Area Reporter to be the outreach newspaper of the City and County of San Francisco for the Lesbian Gay Bisexual Transgender community; and the China Press, World Journal, and Sing Tao to be the outreach newspaper of the City and County of San Francisco for the Chinese community to provide outreach advertising services for the fiscal year commencing July 1, 2006 and ending June 30, 2007.

Supervisor Dufty, seconded by Supervisor Alioto-Pier, moved to continue this matter to June 20, 2006.

Motion to continue failed by the following vote:

Ayes: 4 - Alioto-Pier, Dufty, Maxwell, Mirkarimi

Noes: 5 - Ammiano, Daly, Elsbernd, McGoldrick, Peskin

Absent: 1- Sandoval

Excused: 1 - Ma

Enacted Number: 349-06

Supervisor Dufty, seconded by Supervisor Alioto-Pier, moved that this Resolution be ADOPTED. The motion carried by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin
Absent: 1 - Sandoval
Excused: 1 - Ma

Supervisor Sandoval noted present at present at 2:28 p.m.

060565 [Jurisdictional Transfer of Property, 525 Golden Gate]

Resolution authorizing the jurisdictional transfer of City-owned property at 525 Golden Gate Avenue to the Public Utilities Commission in consideration of Nine Million Nine Hundred Thousand Dollars. (Mayor)

(Fiscal impact.)

Enacted Number: 360-06

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Ma

060634 [Authorize payment of performance fees for Year 5 of the Water Infrastructure Partners contract for an amount not to exceed $230,000]

Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to pay performance fees for Contract Year No. 5 of the Agreement with the Water Infrastructure Partners for an amount not to exceed $230,000. (Public Utilities Commission)

(Fiscal impact.)

Enacted Number: 350-06

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Excused: 1 - Ma

060683 [2006 Water Revenue Refunding Bonds Issuance] **Mayor**

Resolution approving the issuance of not to exceed $50,000,000 aggregate principal amount of San Francisco water revenue refunding bonds to be issued by the Public Utilities Commission of the City and County of San Francisco; affirming covenants contained in the indenture pursuant to which the water revenue refunding bonds are issued; and authorizing the taking of appropriate actions in connection therewith; and related matters.

Enacted Number: 361-06

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Ma

Recommendations of the City Operations and Neighborhood Services Committee

060503 [Notice Requirements For Board Hearings on Changes to Certain Traffic Regulations]

Ordinance amending Section 43 of the Traffic Code to repeal requirements that notice be published in the newspaper 10 days prior to a hearing before the Board of Supervisors regarding a change in certain traffic regulations. (Clerk of the Board)

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Ma

060702 [Written Informed Consent and Pre-Test Counseling for HIV Testing] **Supervisors Ma, Dufty**

Ordinance amending the San Francisco Health Code to add Section 139 encouraging the San Francisco Health Department to modify San Francisco General Hospital Medical Center's policies to require written informed consent and pre-test counseling before a patient receives an HIV antibody test.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Ma

Recommendations of the Land Use and Economic Development Committee

052021 [General Advertising Signs - Relocation Agreements, Sign Inventories] **Supervisor Peskin**

Ordinance amending the San Francisco Administrative Code by adding Section 2.21 to establish a General Advertising Sign Relocation Procedure; amending the San Francisco Planning Code by amending Section 303 to add criteria for the Planning Commission's approval of a general advertising sign relocation site, amending Planning Code Section 604 to prohibit general advertising signs that have been removed from being replaced on the same site, adding Section 604.2 to require general advertising sign companies to maintain and submit to the City current inventories of their signs, and amending Sections 1005 and 1111.7 to prohibit the relocation of new general advertising signs to Historic Districts or Conservation Districts or on an historic property regulated by Articles 10 and 11 of the Planning Code; and adopting findings including environmental findings and findings of consistency with the Priority Policies of Planning Code Section 101.1 and the General Plan.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Ma

060598 [Amending the Traffic Code to authorize establishing back-in only angled parking spaces] **Supervisor Maxwell**

Ordinance amending the San Francisco Traffic Code by amending Section 55 to authorize the Municipal Transportation Agency, with the approval of the Board of Supervisors, to establish back-in only angled parking spaces.

Continued to June 27, 2006

Supervisor Sandoval, seconded by Supervisor Dufty, moved that this Ordinance be **CONTINUED**. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Ma

060599 [Allowing commercial vehicles that are actively loading or unloading during rush hour to block **Supervisor Maxwell**

bike lanes on Illinois Street between 16th Street and Cargo Way]

Ordinance amending the Traffic Code by amending Section 38.N to exempt from the prohibition on blocking bike lanes from 7:00 to 9:00 a.m. and 4:00 to 6:00 p.m., commercial vehicles that are actively loading or unloading on Illinois Street between 16th Street and Cargo Way.

Continued to June 27, 2006

Supervisor Sandoval, seconded by Supervisor Dufty, moved that this Ordinance be CONTINUED. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Ma

SPECIAL ORDER 3:30 P.M - Recognition of Commendations

Privilege of the Floor

Supervisor Mirkarimi, seconded by Supervisor Alioto-Pier, moved to suspend Rule 4.37 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin
Absent: 1 - Sandoval
Excused: 1 - Ma

Supervisor Mirkarimi introduced, welcomed and presented a Certificate of Honor to Dr. Jean van Sinderen, John Fitzgerald and Tom McCarthy in recognition of bringing to San Francisco "The Great Book of Ireland."

Recess

The Board recessed at the hour of 3:08 p.m.

Reconvening of the Board

The Board reconvened at the hour of 4:03 p.m

Calling the Roll

The following Supervisors were noted present: Ammiano, Daly, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin - 7

Supervisors Alioto-Pier and Dufty were noted present at 4:04 p.m.

Supervisor Ma was previously excused.

Supervisor Sandoval was noted absent at 3:00 p.m.

SPECIAL ORDER 4:00 P.M.

060629 [Public Hearing - Appeal of Categorical Exemption from Environmental Review for 1 Belgrave Street]

Hearing of persons interested in or objecting to the decision of the Planning Department granting a Categorical Exemption from environmental review under Class 1, subsection (a) as part of a Building Permit Application No. 2005.07.07.7059S, Case No. 2006.0409D, the proposed project at 1 Belgrave Street. The proposal to construct an approximately 200 square foot first floor and an approximately 180 square foot second floor addition to the rear of an existing single-family dwelling. The first floor addition projects approximately 13 feet beyond the rear of the existing first floor and the second floor extends approximately 6 feet 8 inches beyond the existing second floor.

The project is set back 3 foot 1 inch from the west side yard property line and 6 feet or more from the adjacent dwelling. (Appellant: Stephen M. Williams)

(Filed 05/02/06; Companion measure to Files 060630, 060631, 060632; District 5.)

The President inquired as to whether or not any member of the public wished to address the Board.

There were none.

The President declared the public hearing closed.

Supervisor Mirkarimi, seconded by Supervisor Maxwell, moved that this Hearing be TABLED. The motion carried by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin
Absent: 1 - Sandoval
Excused: 1 - Ma

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the categorical exemption from *environmental review described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.*

(Only one of the following two motions should be adopted.)

060630 [Affirming the categorical exemption issued for 1 Belgrave Street project]

Motion affirming the determination by the Planning Department that the 1 Belgrave Street project is categorically exempt from environmental review under the California Environmental Quality Act. (Clerk of the Board)

Enacted Number: 06-60

Supervisor Mirkarimi, seconded by Supervisor Maxwell, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin
Absent: 1 - Sandoval
Excused: 1 - Ma

060631 [Disapproving the categorical exemption issued for 1 Belgrave Street project]

Motion disapproving the determination by the Planning Department that the 1 Belgrave Street project is categorically exempt from environmental review under the California Environmental Quality Act. (Clerk of the Board)

Supervisor Mirkarimi, seconded by Supervisor Maxwell, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin
Absent: 1 - Sandoval
Excused: 1 - Ma

060632 [Preparation of findings related to the 1 Belgrave Street project]

Motion directing the Clerk of the Board to prepare findings related to the appeal of the determination by the Planning Department that the project at 1 Belgrave Street is exempt from environmental review under the California Environmental Quality Act. (Clerk of the Board)

Supervisor Mirkarimi, seconded by Supervisor Maxwell, moved that this

Motion be TABLED. The motion carried by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin
Absent: 1 - Sandoval
Excused: 1 - Ma

COMMITTEE REPORTS

ROLL CALL FOR INTRODUCTIONS

PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes. Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

Joseph Braverman; showed interest in drafting legislation for mandatory drug testing for politicians

Abdulla Megaheed; showed interest in the election of Supervisor Ma as Assemblywoman

Richard McRee; expressed concern with design and patent for the design of the Sigmond Stern Grove

Eugene Gordon, Jr., expressed concern with issues relating to the violations of human rights

John daDonna; expressed concern with issues relating to the violations of human rights

Female speaker; expressed appreciation to those Supervisors who voted against the Bayview Hunter's Point Redevelopment Plan

Rodney; showed interest in banning smoking in public

Walter; showed interest in Dr. Dean Adele, Cindy Williams and general issues

APPROVAL OF REQUESTS TO THE LEGISLATIVE ANALYST

These items may be introduced by any Supervisor seeking analysis from the Office of the Legislative Analyst on introduced legislation and for the purpose of providing assistance to Board of Supervisors' task forces and advisory committees. Requests to the Legislative Analyst shall require the affirmative vote of a majority of the members of the Board.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

060731 [Accept-Expend State Grant - Mayor's Office of Criminal Justice] **Supervisor Maxwell**

Resolution authorizing the Mayor's Office of Criminal Justice (MOCJ) to accept and expend funds in the amount of $560,738 from the State Corrections Standards Authority (CSA), from funds made available under Senate Bill 736 - known as the Juvenile Justice Crime Prevention Act (JJCPA) - for programs and approaches that have been demonstrated to be effective in reducing delinquency, for the period of July 1, 2006 to June 30, 2007.

Enacted Number: 362-06

ADOPTED by the following vote:

Ayes: 8 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, Mirkarimi, Peskin
Absent: 2 - McGoldrick, Sandoval
Excused: 1 - Ma

060732 [Accept-Expend State Grant - Mayor's Office of **Supervisor Maxwell**

Criminal Justice]

Resolution authorizing the Mayor's Office of Criminal Justice to retroactively accept and expend a grant in the amount of $200,000 from the State Corrections Standards Authority for the purpose of implementing the Read Into Your Future Project through the Title II Formula Grant Program, for the period from April 1, 2006 to March 31, 2007.

Enacted Number: 363-06

ADOPTED by the following vote:

Ayes: 8 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, Mirkarimi, Peskin
Absent: 2 - McGoldrick, Sandoval
Excused: 1 - Ma

060813 [Condemning the government sanctioned violence at Moscow's first Gay Pride celebration, and urging the Kremlin and Mayor Yuri Luzkhov to foster a culture of tolerance toward Russia's LGBT **Supervisors Ammiano, Dufty**

Resolution condemning the government sanctioned violence and chaos which took place during Moscow's first Gay Pride march, and urging the Kremlin and Moscow Mayor Yuri Luzkhov to work toward fostering a culture of tolerance in relation to the LGBT community in Russian society.

Enacted Number: 364-06

ADOPTED by the following vote:

Ayes: 8 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, Mirkarimi, Peskin
Absent: 2 - McGoldrick, Sandoval
Excused: 1 - Ma

060814 [Supporting Californians for Clean Energy Initiative] **Supervisor Alioto-Pier**

Resolution supporting the Californians for Clean Energy Initiative to fund, improve, and produce clean energy for California starting on the November 2006 statewide ballot.

Enacted Number: 388-06

ADOPTED by the following vote:

Ayes: 8 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, Mirkarimi, Peskin
Absent: 2 - McGoldrick, Sandoval
Excused: 1 - Ma

060815 [Observance of the 35th Anniversary of the End of Occupation Alcatraz Island] **Supervisor Daly**

Resolution observing the 35th Anniversary of the End of Occupation Alcatraz

Island and commending the Community Housing Partnership for commemorating this important part of San Francisco history through a permanent installation at the Senator Hotel.

Enacted Number:	365-06

ADOPTED by the following vote:

Ayes: 8 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, Mirkarimi, Peskin
Absent: 2 - McGoldrick, Sandoval
Excused: 1 - Ma

060816 [Foundation Support for Communities of Color] **Supervisor Daly**

Resolution urging independent and community foundations to effectively support communities of color and foster leadership development in minority-led organizations.

Enacted Number:	366-06

ADOPTED by the following vote:

Ayes: 8 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, Mirkarimi, Peskin
Absent: 2 - McGoldrick, Sandoval
Excused: 1 - Ma

060817 [Commending Marcia Parrott] **Supervisor Elsbernd**

Resolution commending Marcia Parrott on the occasion of her retirement.

Enacted Number:	367-06

ADOPTED by the following vote:

Ayes: 8 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, Mirkarimi, Peskin
Absent: 2 - McGoldrick, Sandoval
Excused: 1 - Ma

060818 [Urging the State Senate "aye" vote on Assembly Bill 2728 (Klehs) to amend section 12071 of the Penal Code, relating to firearms] **Supervisor Maxwell**

Resolution urging the State Senate "aye" vote on Assembly Bill 2728 (Klehs) to protect the public from firearms dealers who knowingly or with gross negligence violates specified provisions of law regulating firearms dealers.

Enacted Number:	382-06

ADOPTED by the following vote:

Ayes: 8 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, Mirkarimi, Peskin
Absent: 2 - McGoldrick, Sandoval

Excused: 1 - Ma

060819 [Urging the State Senate "aye" vote on Assembly Bill 2521 relating to firearms] **Supervisor Maxwell**

Resolution urging the State Senate "aye" vote on Assembly Bill 2521 (Jones, Cohn, Koretz, and Leno) to amend section 12071, 12072, 12076, 12078, and 12082 of, and to repeal and add Section 12083 of, the Penal Code, relating to firearms.

Enacted Number: 383-06

ADOPTED by the following vote:

Ayes: 8 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, Mirkarimi, Peskin
Absent: 2 - McGoldrick, Sandoval
Excused: 1 - Ma

060820 [Chemical Restrictions in Electronics] **Supervisor McGoldrick**

Resolution urging San Francisco's State delegation to support AB 2202 Restriction of Hazardous Substances Extension (Salda¤a).

Enacted Number: 384-06

ADOPTED by the following vote:

Ayes: 8 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, Mirkarimi, Peskin
Absent: 2 - McGoldrick, Sandoval
Excused: 1 - Ma

060821 [Responding to harmful effects of federal or state immigration legislation] **Supervisors Mirkarimi, Daly**

Resolution committing the City and County of San Francisco to respond in a timely, humane and just manner to the harmful effects of the proposed immigration legislation passed at the federal or state levels.

Enacted Number: 368-06

ADOPTED by the following vote:

Ayes: 8 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, Mirkarimi, Peskin
Absent: 2 - McGoldrick, Sandoval
Excused: 1 - Ma

060822 [Heart of the City Farmers' Market Day] **Supervisor Peskin**

Resolution proclaiming June 21, 2006, Heart of the City Farmers' Market Day in San Francisco.

Enacted Number: 369-06

ADOPTED by the following vote:

Ayes: 8 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, Mirkarimi, Peskin
Absent: 2 - McGoldrick, Sandoval
Excused: 1 - Ma

060823 [Supporting the Tenth Annual Latino Film Festival in San Francisco] **Supervisor Sandoval**

Resolution supporting the Tenth Annual Latino Film Festival in San Francisco.

Enacted Number: 370-06

ADOPTED by the following vote:

Ayes: 8 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, Mirkarimi, Peskin
Absent: 2 - McGoldrick, Sandoval
Excused: 1 - Ma

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

060851 [Gross Receipts Tax] **Supervisor Peskin**

Ordinance amending the Business and Tax Regulations Code to: (1) enact a new Article 12-A-1 (Gross Receipts Tax Ordinance), Sections 951 through 958, to impose a gross receipts tax on persons engaging in business activities in San Francisco; (2) amend Article 12 (Business Registration Ordinance) to conform business registration requirements with the enactment of Article 12-A-1 (Gross Receipts Tax Ordinance); and (3) amend Article 6 (Common Administrative Provisions) to conform them with the enactment of Article 12-A-1 (Gross Receipts Tax Ordinance).

(Fiscal impact; Economic Impact.)

6/13/06, ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 7/13/2006. 06/16/06 - Referred to the Small Business Commission for review and comment.

060852 [Requiring that the acceptance and expenditure of any grant that would result in the creation of new City positions be approved by an ordinance that includes an appropriate amendment to the Supervisor Peskin

Ordinance amending the San Francisco Administrative Code by amending Section 10.170-1, to require that the acceptance and expenditure of any grant that would result in the creation of new City positions be approved by an ordinance that includes an appropriate amendment to the annual salary ordinance.

6/13/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

060853 [Restricting Posting of Signs on City-Owned Lamp Posts or Utility Poles] Supervisor Peskin

Ordinance amending Article 5.6 of the San Francisco Public Works Code to increase restrictions governing signs on City-owned lamp posts and utility posts located on commercial streets.

6/13/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

Resolutions

060854 [Need for Statewide Chemicals Policy] Supervisor Mirkarimi

Resolution urging San Francisco's State delegation to support statewide efforts to act on the recommendations of the report from the University of California: "Green Chemistry in California: A Framework for Leadership in Chemicals Policy and Innovation" and to develop regulations and policies that promote the production and use of less toxic chemicals.

6/13/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

060855 [Commending Judge Quentin L. Kopp on his appointment to the California High Speed Rail Authority] Supervisors Daly, Mirkarimi, Peskin, Ma

Resolution commending Judge Quentin L. Kopp on his appointment to the California High Speed Rail Authority and supporting the work of the Authority to build a high-speed rail system in California.

6/13/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

060856 [Episcopal Community Services' Summer Tini Benefit for the CHEFS program] **Supervisor Daly**

Resolution commending ECS and the Summer Tini sponsors for their commitment to support the Conquering Homelessness through Employment in Food Service Program.

6/13/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

060858 [Resolution of Intention to form the Fillmore Jazz District Community Benefit District] **Supervisor Mirkarimi**

Resolution (1) declaring the intention of the Board of Supervisors to establish a property-based business improvement district (community benefit district) to be known as the "Fillmore Jazz District Community Benefit District" and order the levy and collection of a multi-year assessment on identified parcels in the district, (2) approving the management district plan and engineer's report for the district, (3) ordering and setting a time and place for a public hearing thereon, (4) approving the form of the Notice of Public Hearing and Assessment Ballots, and (5) directing the Clerk of the Board of Supervisors to give notice of the public hearing as required by law.

(Ecomomic Impact)

6/13/06, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

060860 [Resolution of Intention to form the Central Market Community Benefit District] **Mayor**

Resolution (1) declaring the intention of the Board of Supervisors to establish a property-based business improvement district (community benefit district) to be known as the "Central Market Community Benefit District" and levy a multi-year assessment on identified parcels in the district, (2) approving the management district plan and engineer's report for the district, (3) ordering and setting a time and place for a public hearing thereon, (4) approving the form of the Notice of Public Hearing and Assessment Ballots, and (5) directing the Clerk of the Board of Supervisors to give notice of the public hearing as required by law.

(Economic Impact)

6/13/06, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

060861 [Proclaiming June 26 through July 3, 2006, Childhood Cancer Awareness Week] **Supervisors Peskin, Ma**

Resolution proclaiming June 26 through July 3, 2006, Childhood Cancer Awareness Week in San Francisco.

6/13/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

060862 [Strong New Orleans East] **Supervisor Peskin**

Resolution supporting the Citizens for a Strong New Orleans East in their effort to close the operation of the Chef Menteur landfill and preserve New Orleans for the communities of color.

6/13/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

060863 [Continuing the Ongoing work of the Utility Undergrounding Task Force] **Supervisors Dufty, Ma**

Resolution continuing the ongoing work of the Utility Undergrounding Task Force to advise the City and County of San Francisco on the future of the utility undergrounding process in San Francisco and to complete its work by October 31, 2006.

6/13/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

060864 [Nominate 200 Year-Old California Valley Oak Tree for Landmark designation 2830 - 25th Street] **Supervisor Ammiano**

Resolution nominating California Valley Oak Tree Located at 2840 25th Street initiating the landmark tree designation pursuant to Public Works Code Section 801(b), acknowledging the temporary designation of such tree pursuant to Public Works Code Section 810(d), and authorizing other official acts to protect this tree.

6/13/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

060865 [Establishing a comprehensive HIV/AIDS housing plan for San Francisco] **Supervisors Dufty, Ammiano, Alioto-Pier, Mirkarimi, Daly**

Resolution calling on the Department of Public Health to establish a HIV/AIDS Housing Working Group to work with relevant City Agencies, community stakeholders and members of the Board of Supervisors to establish a comprehensive HIV/AIDS Housing plan for San Francisco.

2/23/06, APPROVED.

6/13/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE

AGENDA AT THE NEXT BOARD MEETING.

060866 [Endorsing SB 1712 (establishing a three year, four county pilot program to increase adoptions of older, "hard-to-place" Foster youth, and appropriating $4,000,000 in State funding toward **Supervisors Dufty, Maxwell, Ammiano, Ma**

Resolution endorsing SB 1712 (establishing a three-year, four-county pilot program to increase adoptions of older, "hard-to-place" Foster youth, and appropriating $4,000,000 in State funding toward the pilot program).

6/13/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

060867 [Commemorating Allen Ginsberg, HOWL, and the Beat Poets at the former Six Gallery] **Supervisor Alioto-Pier**

Resolution recognizing Allen Ginsberg and the first public full-length reading of the poem HOWL as a significant event in the literary history of San Francisco.

2/23/06, APPROVED.

6/13/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

060868 [Urging the California State Senate not to approve AB 2987] **Supervisors Ammiano, Dufty, McGoldrick, Maxwell, Mirkarimi**

Resolution urging the California State Senate to vote no on AB 2987 which, if passed, would eliminate the City and County's role in negotiating cable and video franchises.

6/13/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

060869 [Juvenile Probation & Camps Funding Program Agreement-Juvenile Probation Department] **Supervisor Maxwell**

Resolution authorizing the Juvenile Probation Department to participate in the Juvenile Probation & Camps Funding Program used to pay for direct services to children.

6/13/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee. Sponsor requests this matter be scheduled at the June 19, 2006 meeting.

060873 [California Coastal Commission Budget] **Supervisor Peskin**

Resolution urging Governor Schwarzenegger to approve the FY2006-07 California Coastal Commission Budget as approved by Senate and Assembly Budget Subcommittees.

6/13/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

060487 [Landmark Trees - Adoption of criteria and procedures for designation and removal] **Supervisor McGoldrick**

Resolution adopting the Urban Forestry Council's recommended criteria and procedures for the designation and removal of landmark trees in furtherance of Ordinance No. 17-06 concerning the Urban Forestry Ordinance and authorizing other official acts pursuant to this Resolution.

4/11/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

4/18/06, REFERRED to City Operations and Neighborhood Services Committee. Supervisor Ma requested that this matter be referred to Committee.

6/13/06, SUBSTITUTED. Supervisor McGoldrick submitted a substitute resolution bearing new title.

6/13/06, ASSIGNED to City Operations and Neighborhood Services Committee.

Requests for Hearing

060870 [Public Health Service site in the Presidio] **Supervisor McGoldrick**

Hearing to discuss the development of the Public Health Service site in the Presidio.

6/13/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

060871 [Report on the Transbay Project] **Supervisor McGoldrick**

Hearing to have a presentation from the Mayor's Office regarding the interagency working group report on the Transbay project.

6/13/06, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

060872 [City's external auditors Comprehensive Annual Financial Report related to the City audit for **Supervisor Ammiano**

Fiscal Year 2004-05 and audit plans for Fiscal Year 2005-2006]

Hearing for the City's external auditors (Macias Gini & Co., KPMG, Hood and Strong, and Williams Adley & Co.) to present the Comprehensive Annual Financial Report (CAFR), Single Audit, and their Management Letters, if any, related to the City audit for Fiscal Year 2004-05. They will also present their audit plans for Fiscal Year 2005-2006. This hearing is required under Charter Section 9.117.

6/13/06, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee. Sponsor requests this matter be scheduled at the June 26, 2006 meeting.

PROPOSED RESOLUTIONS

060809 [Juvenile Probation & Camps Funding Program Agreement-Juvenile Probation Department]

Resolution authorizing the Juvenile Probation Department to participate in the Juvenile Probation & Camps Funding Program used to pay for direct services to children. (Juvenile Probation Department)

5/30/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

060838 [Parking Regulations]

Resolution enacting and rescinding parking regulations at various locations.

PARKING METERS, 2-HOUR, 9 AM TO 6 PM, MONDAY THROUGH FRIDAY - RESCIND
PARKING METERS, 2-HOUR, 9 AM TO 6 PM, MONDAY THROUGH SATURDAY - ESTABLISH
Bryant Street, west side, between 18th and Mariposa Streets (correction to operation times)

TOW-AWAY, NO PARKING - RESCIND
METERED MOTORCYCLE PARKING - ESTABLISH
Jessie Street, south side, from 4th Street to 54 feet westerly (approximately 14 metered motorcycle stalls) (Parking and Traffic Department)

(Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3190.)

6/5/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

060839 [STOP Intersections]

Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH
Brussels and Dwight Streets, stopping Brussels Street, making this intersection an All-Way STOP;
Foerster Street at Los Palmos Drive, stopping Foerster Street, making this intersection an All-Way STOP; and,
Paulding Street at Arago Street, stopping Paulding Street, making this intersection an All-Way STOP. (Parking and Traffic Department)

(Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3190.)

6/5/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

060840 [Traffic Regulations]

Resolution enacting and rescinding traffic regulations on various streets.
BICYCLE LANES - ESTABLISH
Sloat Boulevard, both directions, from Skyline Boulevard to The Great Highway.

RIGHT LANE MUST TURN RIGHT - RESCIND
Sloat Boulevard, eastbound, from Skyline Boulevard to 300 feet westerly.

RIGHT LANE MUST TURN RIGHT EXCEPT MUNI - ESTABLISH
Sloat Boulevard, westbound, from 37th Avenue to 39th Avenue; and,
Sloat Boulevard, eastbound, from Skyline Boulevard to 350 feet westerly.

RIGHT LANE MUST TURN RIGHT EXCEPT MUNI AND BICYCLES - ESTABLISH
Market Street, eastbound, at 15th and Sanchez Streets (Parking and Traffic Department)

(Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3190.)

6/5/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

060841 [Airport Concession Lease]

Resolution approving Amendment No. 1 to the Luggage Cart Lease and Operating Agreement between Smarte Carte, Inc. and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission)

6/5/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

PROPOSED MOTIONS

060807 [Appointment, Planning Commission - Hisashi Sugaya]

Motion approving the Board of Supervisors President Peskin's nomination of Hisashi Sugaya to the Planning Commission, term ending July 1, 2010. (Clerk of the Board)

(Section 4.105 of the City Charter provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days of the date the nomination is transmitted to the Clerk then the nominee shall be deemed approved.) Transmittal date - (May 31, 2006.)

5/31/06, RECEIVED AND ASSIGNED to Rules Committee.

060808 [Appointment, Planning Commission - Hisashi Sugaya]

Motion rejecting the Board of Supervisors President's appointment of Hisashi Sugaya to the Planning Commission, term ending July 1, 2010. (Clerk of the Board)

(Section 4.105 of the City Charter provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days of the date the nomination is transmitted to the Clerk then the nominee shall be deemed approved.) Transmittal date - (May 31, 2006.)

5/31/06, RECEIVED AND ASSIGNED to Rules Committee.

From: Supervisor Elsbernd

To: Director, Planning Department

Requesting/Inquiring: Requesting review of the zoning and development context of the Crestmont Hills area and surrounding development, since the Crestmont Hills development is zoned RM-1 and nearby zoning ranges from RH-1(D) to RM-2.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: To report on the status of removing graffiti at the following locations:

ú Private property at 1550 Steiner Street

ú Phone box at 90 Parnassus

ú Light box at the northeast corner of Golden Gate and Divisadero

ú News stands at Haight and Masonic

ú News stands at Haight and Pierce

From: Supervisor Mirkarimi

To: Director, Department of Parking and Traffic

Requesting/Inquiring: To report on the status of removing graffiti at the following locations:

ú Parking signs at 1401 Cole, 1154 Cole, 1060 Cole

ú Parking sign at 861 Clayton

ú Stop sign at the southeast corner of the intersection of Cole and Parnassus

From: Supervisor Mirkarimi

To: Director, Department of Parking and Traffic

Requesting/Inquiring: To report on the feasibility of the installation of stop signs or stop lights on Divisadero Street north between Oak and O'Farrell Streets that currently do not have either; as well as any other traffic calming measures.

From: Supervisor Mirkarimi

To: Director, Department of Parking and Traffic

Requesting/Inquiring: To report on the feasibility of the installation of stop signs at Cole Street heading north and south bound at the intersection of Alma Street.

From: Supervisor Mirkarimi

To: General Manager, Department of Recreation and Parks

Requesting/Inquiring: To report on the status of installing "tennis court rules" signs in the Alamo Square Park public tennis courts.

Marcella Helen Vekich (Supervisor Dufty)

Louise Leal (Supervisor Dufty

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 4:25 p.m.

Gloria L. Young, Clerk of the Board

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on July 11, 2006.

Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee. Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers and similar sound-producing electronic devices, (Violators may be removed from the meeting room.) 3) signs to be brought into the meeting or displayed in the room; and 4)standing in the Legislative Chamber. Citizens are encouraged to testify at Board hearings and to write letters to the Board and to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102. USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer. THE AGENDA PACKET IS AVAILABLE AT CITY HALL, ROOM 244, RECEPTION DESK. Agendas are available on the internet at www.sfgov.org/site/bdsupvrs_index.asp?id=4383 Board meetings are cablecast on SF Cable 26. For video tape copies and scheduling call (415) 557-4293. Results of each Board meeting can be obtained about a half hour after the end of the meeting by telephoning (415) 554-5555.

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請電 (415) 554-7701

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Board of Supervisors

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MEETING MINUTES

Tuesday, June 20, 2006
2:00 PM
Legislative Chamber - Second Floor
Regular Meeting

Board of Supervisors

AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, FIONA MA, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL

Members Present: *Tom Ammiano, Chris Daly, Bevan Dufty, Sean Elsbernd, Fiona Ma, Sophie Maxwell, Jake McGoldrick, Ross Mirkarimi, Aaron Peskin, Gerardo Sandoval.*

Members Excused: *Michela Alioto-Pier.*

Members Absent: *None.*

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:05p.m. On the call of the roll Supervisor Alioto-Pier was noted absent.

There was a quorum.

Supervisor Alioto-Pier was previously excused from attendance. (See Infra)

Supervisor Alioto-Pier Excused from Attendance

Supervisor Sandoval, seconded by Supervisor Elsbernd, moved to excuse Supervisor Alioto-Pier from today's meeting. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

APPROVAL OF MEETING MINUTES

Supervisor Maxwell, seconded by Supervisor Dufty, moved. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

CONSENT AGENDA

Recommendations of the Budget and Finance

Committee

060726 [Interim Consolidated Budget and Annual Appropriation Ordinance, Fiscal Year 2006-2007] Mayor

Interim Consolidated Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for the City and County of San Francisco for fiscal year ending June 30, 2007.

Fiscal Impact.

Enacted Number:	146-06

FINALLY PASSED

060727 [Interim Consolidated Annual Salary Ordinance, Fiscal Year 2006-2007] Mayor

Interim Consolidated Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation ordinance for fiscal year ending June 30, 2007.

Fiscal Impact.

Enacted Number:	145-06

FINALLY PASSED

060536 [Appropriating $891,300 of General Fund Reserve to fund cost overruns in temporary salaries for the Department of Elections for Fiscal Year 2005-2006] Mayor

Ordinance retroactively appropriating $891,300 of General Fund Reserve to fund cost overruns in temporary salaries for the Department of Elections for Fiscal Year 2005-2006.

(Fiscal impact.)

Enacted Number:	143-06

FINALLY PASSED

Recommendations of the City Operations and Neighborhood Services Committee

060503 [Notice Requirements For Board Hearings on Changes to Certain Traffic Regulations]

Ordinance amending Section 43 of the Traffic Code to repeal requirements that notice be published in the newspaper 10 days prior to a hearing before the Board of Supervisors regarding a change in certain traffic regulations. (Clerk of the Board)

Enacted Number: 141-06

FINALLY PASSED

060702 [Written Informed Consent and Pre-Test Counseling for HIV Testing] **Supervisors Ma, Dufty**

Ordinance amending the San Francisco Health Code to add Section 139 encouraging the San Francisco Health Department to modify San Francisco General Hospital Medical Center's policies to require written informed consent and pre-test counseling before a patient receives an HIV antibody test.

Enacted Number: 144-06

FINALLY PASSED

Recommendation of the Land Use and Economic Development Committee

052021 [General Advertising Signs - Relocation Agreements, Sign Inventories] **Supervisor Peskin**

Ordinance amending the San Francisco Administrative Code by adding Section 2.21 to establish a General Advertising Sign Relocation Procedure; amending the San Francisco Planning Code by amending Section 303 to add criteria for the Planning Commission's approval of a general advertising sign relocation site, amending Planning Code Section 604 to prohibit general advertising signs that have been removed from being replaced on the same site, adding Section 604.2 to require general advertising sign companies to maintain and submit to the City current inventories of their signs, and amending Sections 1005 and 1111.7 to prohibit the relocation of new general advertising signs to Historic Districts or Conservation Districts or on an historic property regulated by Articles 10 and 11 of the Planning Code; and adopting findings including environmental findings and findings of consistency with the Priority Policies of Planning Code Section 101.1 and the General Plan.

Enacted Number: 140-06

FINALLY PASSED

Recommendations of the Rules Committee

060524 [Waiving the Competitive Requirements of the Administrative Code for the Procurement of Construction Services for Portion of the Laguna Honda Hospital Replacement Project] **Supervisor Elsbernd**

Ordinance waiving the competitive requirements of Chapter 6 of the Administrative Code and authorizing the director of Public Works, with the assistance of the Construction Manager-at Risk, to negotiate the subcontracts for the renovation of Wing C and Building H of the Laguna Honda Hospital Replacement Project and modifying the contract with the CM-at Risk to incoporate said subcontacts into the CM-at Risk to incorporate said subcontracts into the CM-at-Risk's scope of work.

Enacted Number: 142-06

FINALLY PASSED

060670 [Settlement of Lawsuit - Fire & Casualty Insurance Company]

Ordinance authorizing settlement of the lawsuit filed by The Fire & Casualty Insurance Company against the City and County of San Francisco for $700,000; the lawsuit was filed on August 14, 2002 in San Francisco Superior Court, Case No. 411-478; entitled The Fire & Casualty Insurance Company v. City and County of San Francisco. (City Attorney)

PASSED, ON FIRST READING

060671 [Settlement of Lawsuit - Yekaterina Ramirez]

Ordinance authorizing settlement of the matter of Yekaterina Ramirez v. City and County of San Francisco for $140,000. The lawsuit was filed on

August 26, 2004, in San Francisco Superior Court, Case No. 434181; entitled Yekaterina Ramirez v. City and County of San Francisco, Public Utilities Commission, and Does 1 through 25. (City Attorney)

PASSED, ON FIRST READING

060723 [Settlement of Lawsuit - Chubb Custom Insurance Company]

Ordinance authorizing settlement of the lawsuit filed by Chubb Custom Insurance Company against the City and County of San Francisco for $65,000; the lawsuit was filed on February 24, 2005 in San Francisco Superior Court, Case No. 438-921; entitled Chubb Custom Insurance Company, et al., v. City and County of San Francisco, et al. (City Attorney)

PASSED, ON FIRST READING

060724 [Settlement of Lawsuit - Lisa Kenney]

Ordinance authorizing settlement of the lawsuit filed by Lisa Kenney against the City and County of San Francisco for $125,000; the lawsuit was filed on November 13, 2003 in San Francisco Superior Court, Case No. 426-365; entitled Lisa Kenney v. City and County of San Francisco, et al. (City Attorney)

PASSED, ON FIRST READING

060811 [Appointment - Ballot Simplification Committee]

Resolution appointing June M. Fraps, term ending November 30, 2006, to the Ballot Simplification Committee.

June M. Fraps, succeeding Alma Carroll, resigned, seat 1, must represent the National Academy of Television Arts and Sciences, Northern California Chapter, or the Northern California Broadcasters Association, for the unexpired portion of a two-year term ending November 30, 2006.

Enacted Number: 374-06

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Budget and Finance Committee

060247 [Minimum Wage Implementation and Enforcement] Supervisors Maxwell, Ammiano, Daly, Mirkarimi, McGoldrick

Ordinance (1) amending Chapter 12R of the San Francisco Administrative Code (Minimum Wage Ordinance) to impose an annual fee upon employers to defray the City's costs of implementing and enforcing the Minimum Wage Ordinance, (2) expanding the powers and duties of the Office of Labor Standard Enforcement to implement and enforce the Minimum Wage Ordinance, and (3) making findings pursuant to the California Environmental Quality Act, Public Resources Code Section 21080(b)(8)(A), that the regulatory fees imposed by this ordinance are not a "project" and that such fees are imposed for the purpose of meeting operating expenses of the Office of Labor Standards Enforcement or successor department of the City and County of San Francisco, including employee wage rates, fringe benefits and other direct and indirect overhead charges, attributable to the implementation and enforcement of the Minimum Wage Ordinance.

(Fiscal impact.) (Supervisor Elsbernd dissented in committee.)

Continued to June 27, 2006

Supervisor Maxwell, seconded by Supervisor Ma, moved that this Ordinance be CONTINUED. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

Recommendation of the Land Use and Economic Development Committee

052025 [Residential Rent Ordinance: Landlord may not sever parking/storage/access to specified common areas without just cause; tenant entitled to rent reduction upon severance.]

Supervisors Mirkarimi, Daly, Maxwell, Peskin, Ammiano

Ordinance amending Administrative Code Chapter 37 "Residential Rent Stabilization
and Arbitration Ordinance" by amending Section 37.2(r) to provide that garage facilities, parking facilities, or storage or access to common areas, laundry rooms, lobbies, decks, patios, or gardens on the same lot, or kitchen facilities in single room occupancy (SRO) hotels, supplied in connection with the use or occupancy of a unit, or similar facilities or space on the same lot, may not be severed from a tenancy by the landlord without just cause; and that where such a severance does occur the tenant is entitled to a reduction in rent.

Supervisor Mirkarimi, seconded by Supervisor Elsbernd, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 7 - Ammiano, Daly, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 3 - Dufty, Elsbernd, Ma
Excused: 1 - Alioto-Pier

NEW BUSINESS

Recommendations of the Budget and Finance Committee

060585 [Ten Year Capital Expenditure Plan] **Supervisors Elsbernd, Peskin**

Resolution adopting the City's initial ten year capital expenditure plan.

Enacted Number: 371-06

ADOPTED by the following vote:

Ayes: 9 - Ammiano, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 1 - Daly
Excused: 1 - Alioto-Pier

060802 [Homeless and Senior Services Contract Approval - Episcopal Community Services]

Resolution approving the contract between the City and County of San Francisco and Episcopal Community Services to provide various safety net services to homeless, formerly homeless, and frail and elderly senior citizens in San Francisco, for the period from July 1, 2006 to June 30, 2009, in the amount of $30,387,988. (Human Services Department)

Fiscal Impact.

Enacted Number: 372-06

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

060803 [Housing Services and Support Services Contract Approval - Tenderloin Housing Clinic]

Resolution approving the contract between the City and County of San Francisco and the Tenderloin Housing Clinic to provide housing services and support services to formerly homeless adults for the period from July 1, 2006 to June 30, 2009, in the amount of $41,589,314. (Human Services Department)

Fiscal Impact.

Enacted Number: 373-06

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

Recommendations of the Government Audit and Oversight Committee

060740 [MOU - Deputy Probation Officers' Association] **Mayor**

Ordinance adopting and implementing the mediated settlement establishing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco Deputy Probation Officers' Association, to be effective July 1, 2006 through June 30, 2009.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

060741 [MOU - Transport Workers Union of America, AFL-CIO, Local 250-A (Multi-Unit)] **Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Transport Workers Union of America, AFL-CIO, Local 250-A (Multi-Unit), to be effective July 1, 2006 through June 30, 2009.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

060742 [MOU - Transport Workers Union of America, AFL-CIO, Local 250-A (Non-MTA 7410)] **Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Transport Workers Union of America, AFL-CIO, Local 250-A (Non-MTA 7410), to be effective July 1, 2006 through June 30, 2009.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Excused: 1 - Alioto-Pier

060743 [MOU - Teamsters, Local 856 (Multi-Unit)] **Mayor**

Ordinance adopting and implementing the arbitration award establishing the amended Memorandum of Understanding between the City and County of San Francisco and the Teamsters, Local 856 (Multi-Unit) to be effective July 1, 2006 through June 30, 2009.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

060744 [MOU - Teamsters, Local 350] **Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Teamsters, Local 350, to be effective July 1, 2006 through June 30, 2009.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

060745 [MOU - Operating Engineers Local Union No. 3 of the International Union of Operating Engineers, AFL-CIO, Supervising Probation Officers] **Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Operating Engineers Local Union No. 3 of the International Union of Operating Engineers, AFL-CIO, Supervising Probation Officers, to be effective July 1, 2006 through June 30, 2009.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

060746 [MOU - Operating Engineers Local Union No. 3 of the International Union of Operating Engineers, AFL-CIO] **Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Operating Engineers Local Union No. 3 of the International Union of Operating Engineers, AFL-CIO, to be effective July 1, 2006 through June 30, 2009.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell,

McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

060747 [MOU - District Attorney Investigators' Association] **Mayor**

Ordinance adopting and implementing the arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco District Attorney Investigators' Association, to be effective July 1, 2006 through June 30, 2009.

PASSED ON FIRST READING by the **following vote:**

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

060748 [MOU - Municipal Attorneys' Association] **Mayor**

Ordinance adopting and implementing the arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and the Municipal Attorneys' Association, to be effective July 1, 2006 through June 30, 2009.

(Supervisor Peskin dissented in Committee.)

PASSED ON FIRST READING by the following vote:

Ayes: 6 - Ammiano, Daly, Dufty, Ma, McGoldrick, Sandoval
Noes: 4 - Elsbernd, Maxwell, Mirkarimi, Peskin
Excused: 1 - Alioto-Pier

060749 [Unrepresented Employees] **Mayor**

Ordinance Fixing Compensation for persons employed by the City and County of San Francisco whose compensations are subject to the provisions of Section A8.409 of the Charter, in jobcodes not represented by an employee organization, and establishing working schedules and conditions of employment and, methods of payment, effective July 1, 2006.

PASSED ON FIRST READING by the **following vote:**

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

060750 [MOU - Service Employees International Union, Locals 535, 790 and United Healthcare Workers - West] **Mayor**

Ordinance adopting and implementing the mediated settlement establishing the Memorandum of Understanding between the City and County of San Francisco and the Service Employees International Union, Locals 535, 790 and United Healthcare Workers - West, to be effective July 1, 2006 through June 30, 2009.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

060751 [MOU - Service Employees International Union, Local 790 Staff & Per Diem Nurses] Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Service Employees International Union, Local 790 Staff & Per Diem Nurses, to be effective July 1, 2006 through June 30, 2007.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

060752 [MOU - Freight Checkers, Clerical Employees & Helpers, Local 856 (Supervising Registered Nurses, Unit 11.B.] Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Freight Checkers, Clerical Employees & Helpers, Local 856 (Supervising Registered Nurses, Unit 11.B.), to be effective July 1, 2006 through June 30, 2007.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

060753 [MOU - Transport Workers Union of America, AFL-CIO, Local 200] Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Transport Workers Union of America, AFL-CIO, Local 200, to be effective July 1, 2006 through June 30, 2009.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

060754 [MOU - San Francisco Institutional Police Officers' Association] Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco

Institutional Police Officers' Association, to be effective July 1, 2006 through June 30, 2009.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

060755 [MOU- International Brotherhood of Electrical Workers Local Union 6, AFL-CIO] **Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the International Brotherhood of Electrical Workers Local Union 6, AFL-CIO, to be effective July 1, 2006 through June 30, 2009.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

060756 [MOU - Automotive Machinists Union, Local 1414, Machinists Automotive Trades District 190, International Association of Machinists and Aerospace Workers] **Mayor**

Ordinance adopting and implementing the mediated settlement establishing the Memorandum of Understanding between the City and County of San Francisco and the Automotive Machinists Union, Local 1414, Machinists Automotive Trades District 190, International Association of Machinists and Aerospace Workers, to be effective July 1, 2006 through June 30, 2009.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

060757 [MOU - United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry, Local 38] **Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry, Local 38, to be effective July 1, 2006 through June 30, 2009.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

060758 [MOU - Laborers International Union, Local No. 261] **Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Laborers International Union, Local No. 261, to be effective July 1, 2006 through June 30, 2009.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

060759 [MOU - Consolidated Craft Unions]

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Bricklayers and Allied Crafts, Local 3; Hod Carriers, Local 36; Building Inspectors' Association; The Northern California Carpenters Regional Council, Local 22; Cement Masons, Local 300; Glaziers, Architectural Metal and Glass Workers, Local Union No. 718; International Alliance of Theatrical Stage Employees, Moving Picture Technicians, Artist and Allied Crafts of the United States, Its Territories and Canada, Local 16; International Association of Bridge, Structural, Ornamental, Reinforcing Iron Workers, Riggers and Machinery Movers, Local 377; Auto, Marine and Specialty Painters, Local Union No. 1176; Pile Drivers, Divers, Carpenters, Bridge, Wharf and Dock Builders, Local Union No. 34; Plasterers and Shophands, Local 66; United Union of Roofers, Waterproofers and Allied Workers, Local 40; Sheet Metal Workers International Union, Local 104; Teamsters, Local 853, to be effective July 1, 2006 through June 30, 2009.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

Supervisor Elsbernd Excused From Voting

Supervisor Ammiano, seconded by Supervisor McGoldrick, moved to excuse Supervisor Elsbernd, at his request, because of possible conflict of interest, from voting. The motion carried by the following vote:

Ayes: 9 - Ammiano, Daly, Dufty, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 2 - Alioto-Pier, Elsbernd

060760 [MOU - International Federation of Professional and Technical Engineers, Local 21, AFL-CIO] **Mayor**

Ordinance adopting and implementing the mediated settlement establishing the Memorandum of Understanding between the City and County of San Francisco and the International Federation of Professional and Technical Engineers, Local 21, AFL-CIO, to be effective July 1, 2006 through June 30, 2009.

PASSED ON FIRST READING by the following vote:

Ayes: 9 - Ammiano, Daly, Dufty, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 2 - Alioto-Pier, Elsbernd

060761 [MOU - California Association of Interns and Residents/Committee of Interns and Residents, SEIU] **Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the California Association of Interns and Residents/Committee of Interns and Residents, SEIU, to be effective July 1, 2006 through June 30, 2009.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

060762 [MOU - Union of American Physicians and Dentists (Unit 8CC)]

Ordinance adopting and implementing the mediated settlement establishing the Memorandum of Understanding between the City and County of San Francisco and the Union of American Physicians and Dentists (Unit 8CC), to be effective July 1, 2006 through June 30, 2009.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

060763 [MOU - Union of American Physicians and Dentists (Unit 11AA)] **Mayor**

Ordinance adopting and implementing the mediated settlement establishing the Memorandum of Understanding between the City and County of San Francisco and the Union of American Physicians and Dentists (Unit 11AA), to be effective July 1, 2006 through June 30, 2009.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

060764 [MOU - Municipal Executives' Association] **Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives' Association, to be effective July 1, 2006 through June 30, 2009.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

060765 [MOU - International Union of Operating Engineers, Stationary Engineers, Local 39] Mayor

Ordinance adopting and implementing the mediated settlement establishing the Memorandum of Understanding between the City and County of San Francisco and the International Union of Operating Engineers, Stationary Engineers, Local 39, to be effective July 1, 2006 through June 30, 2009.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

Recommendations of the Rules Committee

060143 [Board of Appeals - Notice of Hearings] Supervisor Ma

Ordinance amending the San Francisco Business and Tax Regulations Code by amending Section 12 to require mailed notice of hearings to all owners and, to the extent practicable, residents within 150 feet of the property that is the subject of the appeal.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

060693 [Appointment, Planning Commission - Kathrin Moore] Supervisor Peskin

Motion approving the Board of Supervisors President Peskin's nomination of Kathrin Moore to the Planning Commission, term ending July 1, 2010.

(Section 4.105 of the City Charter provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days of the date the nomination is transmitted to the Clerk then the nominee shall be deemed approved. Transmittal date - (May 23, 2006.)

Enacted Number: 06-61

APPROVED by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

SPECIAL ORDER 3:30 P.M - Recognition of Commendations

Privilege of the Floor

Supervisor Ma, seconded by Supervisor Dufty, moved to suspend Rule 4.37 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

Supervisor Ma welcomed, introduced and presented a Certificate of Honor to members of the Special Olympic Swim Team the Sea Lions.

Supervisor Ma welcomed, introduced and presented a Certificate of Honor to a representative from KQED Television for their outstanding achievement in broadcasting.

COMMITTEE REPORTS

ROLL CALL FOR INTRODUCTIONS

Supervisor Maxwell was noted absent at 3:15 p.m.

PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes. Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

Abdullah Megaheed; showed interest in human rights conditions and disaster issues

James Chaffee; expressed concern with issues relating to the Friends of the Library

Walter; expressed in song his interest in pop songs

Richard MaCree; expressed concern with issues relating to the design of Sigmond Grove and his recognition for the patent for the design

Eugene Gordon, Jr., expressed concern with the violation of human rights issues

Steve A. Worthsley; showed interest in the Coit Tower store and the future of Coit Tower

Male speaker; expressed concern with transportation issues in Golden Gate Park

Joseph Braverman; expressed concern with balance reporting

Peter Warfield; expressed concern with issues relating to SF Public Library hours

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference.

A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

060855 [Commending Judge Quentin L. Kopp on his appointment to the California High Speed Rail Authority] **Supervisors Daly, Mirkarimi, Peskin, Ma**

Resolution commending Judge Quentin L. Kopp on his appointment to the California High Speed Rail Authority and supporting the work of the Authority to build a high-speed rail system in California.

Supervisors Peskin and Ma requested to be added as co-sponsors.

Enacted Number:	375-06

ADOPTED

060856 [Episcopal Community Services' Summer Tini Benefit for the CHEFS program] **Supervisor Daly**

Resolution commending ECS and the Summer Tini sponsors for their commitment to support the Conquering Homelessness through Employment in Food Service Program.

Enacted Number:	376-06

ADOPTED

060861 [Proclaiming June 26 through July 3, 2006, Childhood Cancer Awareness Week] **Supervisors Peskin, Ma**

Resolution proclaiming June 26 through July 3, 2006, Childhood Cancer Awareness Week in San Francisco.

Supervisor Ma requested to be added as a co-sponsor.

Enacted Number:	377-06

ADOPTED

060862 [Strong New Orleans East] **Supervisor Peskin**

Resolution supporting the Citizens for a Strong New Orleans East in their effort to close the operation of the Chef Menteur landfill and preserve New Orleans for the communities of color.

Enacted Number:	378-06

ADOPTED

060863 [Continuing the Ongoing work of the Utility Undergrounding Task Force] Supervisors Dufty, Ma

Resolution continuing the ongoing work of the Utility Undergrounding Task Force to advise the City and County of San Francisco on the future of the utility undergrounding process in San Francisco and to complete its work by October 31, 2006.

Supervisor Ma requested to be added as a co-sponsor.

Enacted Number: 379-06

ADOPTED

060865 [Establishing a comprehensive HIV/AIDS housing plan for San Francisco] Supervisors Dufty, Ammiano, Alioto-Pier, Mirkarimi, Daly

Resolution calling on the Department of Public Health to establish a HIV/AIDS Housing Working Group to work with relevant City Agencies, community stakeholders and members of the Board of Supervisors to establish a comprehensive HIV/AIDS Housing plan for San Francisco.

Enacted Number: 380-06

ADOPTED

060866 [Endorsing SB 1712 (establishing a three year, four county pilot program to increase adoptions of older, "hard-to-place" Foster youth, and appropriating $4,000,000 in State funding toward Supervisors Dufty, Maxwell, Ammiano, Ma

Resolution endorsing SB 1712 (establishing a three-year, four-county pilot program to increase adoptions of older, "hard-to-place" Foster youth, and appropriating $4,000,000 in State funding toward the pilot program).

Enacted Number: 387-06

ADOPTED

060867 [Commemorating Allen Ginsberg, HOWL, and the Beat Poets at the former Six Gallery] Supervisor Alioto-Pier

Resolution recognizing Allen Ginsberg and the first public full-length reading of the poem HOWL as a significant event in the literary history of San Francisco.

Enacted Number: 381-06

ADOPTED

060873 [California Coastal Commission Budget] **Supervisor Peskin**

Resolution urging Governor Schwarzenegger to approve the FY2006-07 California Coastal Commission Budget as approved by Senate and Assembly Budget Subcommittees.

Enacted Number: 386-06

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 9 - Ammiano, Daly, Dufty, Elsbernd, Ma, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Maxwell
Excused: 1 - Alioto-Pier

Supervisor Maxwell was noted present at 3:20 p.m.

Severed from the Without Reference to Committee Agenda

Supervisor Ammiano requested that this matter be severed so that it might be considered separately.

060864 [Nominate 200 Year-Old California Valley Oak Tree for Landmark designation 2830 - 25th Street] **Supervisor Ammiano**

Resolution nominating California Valley Oak Tree Located at 2840 25th Street initiating the landmark tree designation pursuant to Public Works Code Section 801(b), acknowledging the temporary designation of such tree pursuant to Public Works Code Section 810(d), and authorizing other official acts to protect this tree.

Continued to June 27, 2006

Supervisor Ammiano, seconded by Supervisor Dufty, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

Resolution nominating California Valley Oak Tree Located at 2830 25th Street initiating the landmark tree designation pursuant to Public Works Code Section 801(b), acknowledging the temporary designation of such tree pursuant to Public Works Code Section 810(d), and authorizing other official acts to protect this tree.

Supervisor Ammiano, seconded by Supervisor Dufty, moved that this Resolution be CONTINUED AS AMENDED. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

Supervisor McGoldrick requested that this matter be severed so that it might be considered separately.

060868 [Urging the California State Senate not to approve AB 2987] Supervisors Ammiano, Dufty, McGoldrick, Maxwell, Mirkarimi

Resolution urging the California State Senate to vote no on AB 2987 which, if passed, would eliminate the City and County's role in negotiating cable and video franchises.

Supervisor Mirkarimi requested to be added as co-sponsor.

Supervisor McGoldrick, seconded by Supervisor Mirkarimi, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

Supervisor Elsbernd requested that this matter be referred to Committee as amended.

REFERRED to the Government Audit and Oversight Committee by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding.Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s). For such resolutions to be considered, the Board must first adopt the following two motions.

[Purely Commendatory Finding] Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

Supervisor Ma, seconded by Supervisor Dufty, moved ADOPTION of the commendatory finding. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

[Brown Act Finding] Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Ma, seconded by Supervisor Dufty, moved ADOPTION of the Brown Act finding. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

060896 [Commendation - Shelley Bradford Bell, Kevin Hughes, Sue Lee] **Supervisors Ma, Ammiano, Dufty, Mirkarimi, Peskin**

Resolution commending Planning Commissioners Shelley Bradford Bell, Sue Lee, and Kevin Hughes for their dedication and work on behalf of the people of the City and County of San Francisco.

Enacted Number: 385-06

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

060892 [Revenue Control Equipment requirements for Parking Garages and Lots] **Supervisor McGoldrick**

Ordinance adding Article 22 to the Business and Tax Regulations Code, amending Articles 6 and 9 of the Business and Tax Regulations Code, and repealing Article 49 of the Police Code, to establish revenue control equipment functionality and business practices requirements for purposes of Parking Tax collection and consumer protection, to establish penalties for violation, to require that parking garage and lot operators certify concurrent with payment of Parking Taxes their use of revenue control equipment that meets those requirements, and establishing a limited Parking Tax amnesty program.

(Fiscal impact.)

6/20/06, ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 7/20/2006. 06/28/06 - Referred to the Small Business Commission for review and comment.

060893 [San Francisco Health Access Program] **Mayor, Supervisors Ammiano, Dufty**

Ordinance amending the San Francisco Administrative Code by adding Chapter 19, Sections 19.1 through 19.10, to create a pilot public program to provide a set of comprehensive health benefits for uninsured San Franciscans.

(Fiscal impact.) (Economic Impact)

6/20/06, RECEIVED AND ASSIGNED to Budget and Finance Committee. Sponsor requests this matter be scheduled at the June 26, 2006 meeting. 6/21/06 - Supervisor Dufty requested to be added as cosponsor. 06/23/06 - Informed by the Controller that the Office of Economic Analysis wil not be reporting on the economic impact of this legislation until additional detailed information is received.

060501 [Campaign Finance Reform Ordinance Amendments] **Mayor**

Ordinance amending Sections 1.100, 1.104, 1.108, 1.112, 1.114, 1.116, 1.122, 1.126, 1.128, 1.130, 1.135, 1.150, 1.161 and 1.170, adding sections 1.107, 1.113, 1.115, 1.118, 1.162.5, 1.163.5 and 1.172 and repealing section 1.132, Chapter 2 of Article I, section 1.200 and Chapter 4 of Article I, sections 1.400, 1.405, 1.410, 1.415, 1.420 and 1.425 of the Campaign and Governmental Conduct Code to move the False Endorsements Ordinance and the Prohibition on Multiple Campaign Accounts into the Campaign Finance Reform Ordinance ("CFRO"); subject School District and Community College District measures to CFRO; reenact contribution and voluntary expenditure limits at their existing levels; clarify sections of CFRO related to electronic filing requirements, candidate loan restrictions, permissible uses of campaign funds, pre-election reporting requirements, and the contractor contribution prohibition; prohibit candidates from accepting voluntary expenditure ceilings if the applicable ceiling was already lifted; create late filing fees for reports required by CFRO; create new penalties for candidates that receive public financing and exceed applicable expenditure ceilings; create new and clarify existing disclaimer requirements for campaign advertisements; create training requirements for candidates and treasurers; create new filing requirements during the signature gathering process for ballot measures; permit the return of contributions once campaign funds become surplus or a candidate withdraws only on a last in, first out basis; permit the Ethics Commission to extend filing deadlines that fall on weekends or holidays; require candidates to pay for accrued expenses within 180 days; and require expenditures that are coordinated with candidates to be treated as contributions.

4/18/06, RECEIVED AND ASSIGNED to Rules Committee.

6/20/06, SUBSTITUTED. The Mayor submitted a substitute ordinance bearing new title.

6/20/06, ASSIGNED to Rules Committee.

060897 [Housing Bond Approval Policy] **Supervisor Maxwell**

Ordinance amending the San Francisco Administrative Code by adding Chapter 43.9, Sections 43.9.1 through 43.9.2, to adopt findings and a City policy requiring housing project sponsors to comply with certain City contracting programs in connection with the issuance of revenue bonds by joint exercise of powers authorities to finance private affordable housing projects within the City.

6/20/06, ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 7/20/2006.

Resolutions

060894 [Proposition J Contract/Certification of Contracted-Out Services For Youth Services Program] **Mayor**

Resolution concurring with the Controller's certification that services previously approved under Proposition J can be performed by private contractor for a lower cost than similar work performed by City and County employees, for the following services: youth programs (Juvenile Probation).

(Fiscal impact.)

6/20/06, RECEIVED AND ASSIGNED to Budget and Finance Committee. Department requests this matter be calendar for June 28, 2006 meeting.

060896 [Commendation - Shelley Bradford Bell, Kevin Hughes, Sue Lee] Supervisors Ma, Ammiano, Dufty, Mirkarimi, Peskin

Resolution commending Planning Commissioners Shelley Bradford Bell, Sue Lee, and Kevin Hughes for their dedication and work on behalf of the people of the City and County of San Francisco.

6/20/06, ADOPTED.

060898 [Approving Agreements with the California Department of Transportation, the San Francisco Public Utilities Commission, and the US Navy in connection with an Upgraded Submarine Cable for Mayor

Resolution approving (i) a Cooperative Utility Agreement between the California Department of Transportation and the Treasure Island Development Authority, (ii) a collateral Pledge and Security Agreement between the San Francisco Public Utilities Commission and the Treasure Island Development Authority, (iii) a Memorandum of Agreement between the San Francisco Public Utilities Commission and the Treasure Island Development Authority, and (iv) a Memorandum of Agreement between the Treasure Island Development Authority and the United States Navy, all in connection with an upgraded submarine power cable between the Oakland shoreline and Treasure Island.

(Fiscal impact.)

6/20/06, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

060899 [Accept-Expend Federal Grant - Mayor's Office of Criminal Justice (MOCJ)] Supervisor Maxwell

Resolution authorizing the Mayor's Office of Criminal Justice (MOCJ) to accept and expend a grant in the amount of $158,000 from the Project Safe Neighborhoods (PSN), Department of Justice (DOJ), Bureau of Justice Assistance (BJA), for the purpose of supporting activities to reduce the gun crime problem and violent activity associated with gun crime in San Francisco.

6/20/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

060900 [Accept and Expend CalHome Funds] **Supervisor Maxwell**

Resolution authorizing the acceptance and execution of a standard agreement amendment for CalHome funds from the California Department of Housing and Community Development and any future amendments thereto; and any related documents necessary to participate in the CalHome Program; and authorizing MOH to expend CalHome funds to assist low-income, San Francisco homeowners.

6/20/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

060905 [Issuance and Sale of Revenue Bonds - All Hallows Apartments] **Supervisor Maxwell**

Resolution approving the issuance and sale of tax-exempt bonds by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed $23,000,000 for the financing of the acquisition and rehabilitation of All Hallows Apartments.

6/20/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

060906 [Issuance and Sale of Revenue Bonds - Bayview Apartments] **Supervisor Maxwell**

Resolution approving the issuance and sale of tax-exempt bonds by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed $21,000,000 for the financing of the acquisition and rehabilitation of the Bayview Apartments.

6/20/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

060907 [Issuance and Sale of Revenue Bonds - La Salle Apartments] **Supervisor Maxwell**

Resolution approving the issuance and sale of tax-exempt bonds by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed $20,000,000 for the financing of the acquisition and rehabilitation of the La Salle Apartments.

6/20/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

060908 [Issuance and Sale of Revenue Bonds - Shoreview Apartments] **Supervisor Maxwell**

Resolution approving the issuance and sale of tax-exempt bonds by the

California Statewide Communities Development Authority in an aggregate principal amount not to exceed $21,000,000 for the financing of the acquisition and rehabilitation of the Shoreview Apartments.

6/20/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

060909 [Renaming Fillmore and Turk Mini Park as the Mary Rogers Mini Park] **Supervisors Mirkarimi, Maxwell, Dufty**

Resolution urging the Department of Recreation and Parks to rename the Fillmore and Turk Mini Park as the Mary Rogers Mini Park.

6/20/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

060910 [Renaming Hayes Green as Patricia Walkup] **Supervisors Mirkarimi, Dufty**

Resolution urging the Department of Recreation and Parks to rename Hayes Green after Patricia Walkup.

6/20/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

060912 [Landmark Designation Nomination for Trees Located at 1141-1145 Filbert Street] **Supervisor Peskin**

Resolution of intent initiating the nomination of the Monterey Cypress tree located at 1141-1145 Filbert Street for landmark tree status pursuant to Public Works Code Section 810(b), acknowledging the temporary designation of such tree pursuant to Public Works Code Section 810(d), and authorizing other official acts in furtherance of this Resolution.

6/20/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

060913 [Urging the California Congressional Delegation to oppose the ongoing effort by Rep. John Culberson (R-Texas) to prevent cities from accepting the Matricula Consular and other identification **Supervisors Sandoval, Daly, Mirkarimi, McGoldrick, Peskin, Ammiano, Dufty**

Resolution urging the California Congressional Delegation representing the City and County of San Francisco to oppose the ongoing effort by Rep. John Culberson (R-Texas) to prevent cities from accepting the Matricula Consular and other identification cards issued by other countries, as valid forms of identification.

6/20/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

060914 [Urging Albertson's Inc. not to close the Albertson's supermarket located in the Oceanview Village development] **Supervisors Sandoval, Elsbernd, McGoldrick, Maxwell, Dufty**

Resolution urging Albertson's Inc. not to close the Albertson's supermarket located in the Oceanview Village development.

6/20/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

060895 [Taxicab Industry Report] **Supervisor Elsbernd**

Hearing on the report recently released from the Goldman School of Public Policy at the University of California at Berkeley entitled "The San Francisco Taxicab Industry: An Equity Analysis"

6/20/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

060901 [Scoping and On-going Community Process for Planning Department Socio-Economic and Needs Assessment Studies] **Supervisor Maxwell**

Hearing on the Scoping and On-going Community Process for Planning Department Socio-Economic and Needs Assessment Studies.

6/20/06, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee. Sponsor requests this matter be heard before the Land Use and Economic Development Committee on June 28, 2006.

060902 [San Francisco Sidewalks] **Supervisor McGoldrick**

Hearing to create a proactive program at the Department of Public Works and replace sidewalks in San Francisco.

6/20/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

060903 [St. Lukes Hospital Update] **Supervisor Ammiano**

Hearing on an update of St. Lukes Hospital with regard to its status meeting California State Seismic deadlines, and its health care provision to the City of San Francisco.

6/20/06, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

060904 [S.F. General Hospital Rebuild Update] Supervisor Ammiano

Hearing requesting the Department of Public Health to present an update on the San Francisco General Hospital rebuild.

6/20/06, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Motions

060835 [Appointment, Board of Appeals - Robert Haaland] Supervisor Peskin

Motion approving the Board of Supervisors President Peskin's appointment of Robert Haaland to the Board of Appeals for the term ending July 1, 2010.

(Section 4.106 of the City Charter provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days of the date the nomination is transmitted to the Clerk then the nominee shall be deemed approved; companion measure to File 060836.) Transmittal date - June 8, 2006.

6/20/06, RECEIVED AND ASSIGNED to Rules Committee.

060836 [Appointment, Board of Appeals - Robert Haaland] Supervisor Peskin

Motion rejecting the Board of Supervisors President Peskin's appointment of Robert Haaland to the Board of Appeals.

(Section 4.106 of the City Charter provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days of the date the nomination is transmitted to the Clerk then the nominee shall be deemed approved; companion measure to File 060835.) Transmittal date - June 8, 2006.

6/20/06, RECEIVED AND ASSIGNED to Rules Committee.

060911 [Authorizing the attendance of one member of Supervisor Peskin

the San Francisco Youth Commission at the June 30 - July 2, 2006, Glocal Youth Parliament to be held in Ankara, Turkey]

Motion authorizing the attendance of one member of the San Francisco Youth Commission at the June 30 - July 2, 2006, Glocal Youth Parliament in Ankara, Turkey.

6/20/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

PROPOSED ORDINANCES

060826 [Prohibiting vehicle parking for commercial advertising purposes] **Supervisors McGoldrick, Dufty**

Ordinance repealing San Francisco Police Code Section 681, adding San Francisco Traffic Code Section 63.3, and amending San Francisco Traffic Code Section 132 to impose a penalty of $100 for violation of Traffic Code Section 63.3. (Parking and Traffic Department)

6/7/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

060827 [Settlement of Lawsuit - Nibbi Brothers, Inc]

Ordinance authorizing settlement of the lawsuit filed by Nibbi Brothers, Inc., against the City and County of San Francisco for $300,000; the lawsuit was filed on January 17, 2006 in San Francisco Superior Court, Case No. CGC 06448631; entitled Nibbi Brothers, Inc., v. City and County of San Francisco. (City Attorney)

6/12/06, RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTION

060825 [Finding of Fiscal Feasibility; Endorsement of Term Sheet; Exploratorium Project at Piers 15/17]

Resolution finding the proposed Exploratorium Project at Piers 15/17 fiscally feasible pursuant to Administrative Code Chapter 29 and endorsing the Term Sheet between The Exploratorium and the San Francisco Port Commission. (Port)

6/8/06, RECEIVED AND ASSIGNED to Land Use and Economic Development

Committee.

6/15/06, TRANSFERRED to Government Audit and Oversight Committee.

Requests Granted

From: Supervisor Mirkarimi

To: Director, Department of Parking and Traffic

Requesting/Inquiring: To report on the scheduled date of implementing the rescinding of the tow-away zone on the north side of Oak Street from Divisadero to Buchanan Streets.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: To report on the status of removing graffiti at the following locations:

ú Mailbox at the southeast corner of Divisadero and Oak Streets

ú Emergency box at the northeast corner of Sutter and Divisadero Streets

ú Emergency box at the northeast corner of Gough and Post Streets

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: To report on the status of removing graffiti at the following locations:

ú The San Francisco Weekly Newsstand at Divisadero and Geary

ú 3 public phone stands at 425 Divisadero

From: Supervisor Mirkarimi

To: Director, Municipal Transportation Agency

Requesting/Inquiring: To report on the status of removing graffiti from the following locations:

ú Muni pole at 935 Ashbury, 824 Ashbury, 854 Ashbury and northwest corner of Ashbury and Waller Streets.

From: Supervisor Mirkarimi

To: Director, Department of Parking and Traffic

Requesting/Inquiring: To report on the status of removing graffiti at the following locations:

ú Light box at the southeast corner of Sutter and Fillmore

ú Light box at the northeast corner of Golden Gate and Divisadero

In Memoriams

John Fenstermaker

Andrew Ralph Lolli

Helen Fong

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 3:35 p.m.

Gloria L. Young, Clerk of the Board

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on July 11, 2006.

Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee. Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers and similar sound-producing electronic devices, (Violators may be removed from the meeting room.) 3) signs to be brought into the meeting or displayed in the room; and 4)standing in the Legislative Chamber. Citizens are encouraged to testify at Board hearings and to write letters to the Board and to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA

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City and County of San Francisco
Board of Supervisors

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27/06

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MEETING MINUTES

Tuesday, June 27, 2006
2:00 PM
Legislative Chamber - Second Floor
Regular Meeting

Board of Supervisors

AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, FIONA MA, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL

Members Present: *Michela Alioto-Pier, Tom Ammiano, Chris Daly, Bevan Dufty, Sean Elsbernd, Fiona Ma, Sophie Maxwell, Jake McGoldrick, Ross Mirkarimi, Aaron Peskin, Gerardo Sandoval.*

Members Excused: *None.*

Members Absent: *None.*

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:04 p.m. On the call of the roll Supervisor Alioto-Pier was noted absent.

There was a quorum.

Supervisor Alioto-Pier was noted present at 2:05 p.m.

COMMUNICATIONS

CONSENT AGENDA

Recommendations of the City Operations and Neighborhood Services Committee

051779 [Liquor License, 1661 Filmore Street]

Resolution determining that the issuance of a Type 40 (On-Sale Beer) alcoholic beverage license to Semere Mesfun, for The Unity Cafe located at 1661 Fillmore Street, will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

Enacted Number: 408-06

ADOPTED

060558 [Liquor License Transfer, 430 Mason Street]

Resolution determining that the premises to premises exchange transfer of a Type 47 (On-Sale General Eating Place) license for a Type 48 (On-Sale General Public Premises) alcoholic beverage license from 635 Eighth Street to 430 Mason Street to Inner Circle Entertainment IV, LLC dba The Slide will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

Enacted Number: 407-06

ADOPTED

060587 [Gift - Private (Mobile Mammography Van)]

Resolution authorizing the Department of Public Health, San Francisco General Hospital to accept a gift in the amount of $146,041 from the Avon Foundation, via the San Francisco General Hospital Foundation, for the purchase of technical and logistical services in support of the operation of the mobile mammography facility vehicle, donated to the City in 2004, by the University of California, San Francisco. The mobile mammography facility vehicle provides services to indigent and under-served women in San Francisco.

Enacted Number: 406-06

ADOPTED

060682 [Child Abuse Prevention] Supervisors Ma, Dufty

Resolution approving the Three-Year County Plan for the Child Abuse Prevention, Intervention and Treatment program (CAPIT), Community Based Child Abuse Prevention program (CBCAP), and Promoting Safe and Stable Families program (PSSF), and establishing the San Francisco Child Abuse Council as San Francisco's child abuse prevention multidisciplinary coordinating body.

Enacted Number: 405-06

ADOPTED

060783 [Gifts to the Fire Department] **Mayor**

Resolution accepting and expending (1) a gift to the Fire Department of $100,000 from the Fireman's Fund Insurance Company for the Department's Neighborhood Emergency Response Training ("NERT") Program and (2) gifts to the Fire Department from Johnson & Johnson of $100,000 for the NERT Program and of medical supplies valued at $20,000 for the NERT Program or for disaster relief.

Enacted Number: 404-06

ADOPTED

060785 [Accept-Expend Federal Grant Funds] **Mayor**

Resolution authorizing the San Francisco Fire Department (SFFD) to accept and expend $375,311 in grant funds from the Federal Emergency Management Agency (FEMA) for the development and implementation of a fire safety and prevention program for senior citizens.

Enacted Number: 403-06

ADOPTED

060800 [Grant to support the Hospital Preparedness Program through the San Francisco Department of Public Health] **Supervisor Dufty**

Resolution authorizing the San Francisco Department of Public Health (SFDPH), to retroactively accept and expend a grant in the amount of $548,465.74 from the California Department of Health Services, Emergency Preparedness Office, for year 3 of the Hospital Preparedness Program, for the period of September 1, 2005, through August 31, 2006.

Enacted Number: 402-06

ADOPTED

Recommendations of the Rules Committee

060670 [Settlement of Lawsuit - Fire & Casualty Insurance Company]

Ordinance authorizing settlement of the lawsuit filed by The Fire & Casualty Insurance Company against the City and County of San Francisco for $700,000; the lawsuit was filed on August 14, 2002 in San Francisco Superior Court, Case No. 411-478; entitled The Fire & Casualty Insurance Company v.

City and County of San Francisco. (City Attorney)

Enacted Number: 177-06

FINALLY PASSED

060671 [Settlement of Lawsuit - Yekaterina Ramirez]

Ordinance authorizing settlement of the matter of Yekaterina Ramirez v. City and County of San Francisco for $140,000. The lawsuit was filed on August 26, 2004, in San Francisco Superior Court, Case No. 434181; entitled Yekaterina Ramirez v. City and County of San Francisco, Public Utilities Commission, and Does 1 through 25. (City Attorney)

Enacted Number: 176-06

FINALLY PASSED

060723 [Settlement of Lawsuit - Chubb Custom Insurance Company]

Ordinance authorizing settlement of the lawsuit filed by Chubb Custom Insurance Company against the City and County of San Francisco for $65,000; the lawsuit was filed on February 24, 2005 in San Francisco Superior Court, Case No. 438-921; entitled Chubb Custom Insurance Company, et al., v. City and County of San Francisco, et al. (City Attorney)

Enacted Number: 175-06

FINALLY PASSED

060724 [Settlement of Lawsuit - Lisa Kenney]

Ordinance authorizing settlement of the lawsuit filed by Lisa Kenney against the City and County of San Francisco for $125,000; the lawsuit was filed on November 13, 2003 in San Francisco Superior Court, Case No. 426-365; entitled Lisa Kenney v. City and County of San Francisco, et al. (City Attorney)

Enacted Number: 174-06

FINALLY PASSED

060143 [Board of Appeals - Notice of Hearings] Supervisor Ma

Ordinance amending the San Francisco Business and Tax Regulations Code by amending Section 12 to require mailed notice of hearings to all owners and, to the extent practicable, residents within 150 feet of the property that is the subject of the appeal.

Enacted Number:	173-06

FINALLY PASSED

060848 [Appointment - In-Home Supportive Services Public Authority]

Resolution appointing Elizabeth Grigsby, term ending March 1, 2007, to the In-Home Supportive Services Public Authority.

Elizabeth Grigsby, succeeding Ruth Nunez, seat 9, resigned, must be a member of the Mayor's Disability Council, recommended to the Board by the Council, for the unexpired portion of a three-year term ending March 1, 2007.

Enacted Number:	401-06

ADOPTED

060846 [Appointment - Western SoMa Citizens' Planning Task Force]

Resolution appointing Tom Radulovich, Anthony Faber, Kaye Griffin and Lynn Valente, terms ending November 23, 2007, to the Western SoMa Citizens' Planning Task Force.

Tom Radulovich, succeeding Jeremy Nelson, resigned, seat 15, must be a transportation advocate, for the unexpired portion of a three-year term ending November 23, 2007. Anthony Faber, succeeding Richard Kempis, resigned, seat 16, must be a preservation advocate, for the unexpired portion of a three-year term ending November 23, 2007. Kaye Griffin, new appointment, seat 21, must be a person with a disability, for the unexpired portion of a three-year term ending November 23, 2007. Lynn Valente, new appointment, seat 22, must be a resident of the area defined as "SoMa West" by the Planning Department, for the unexpired portion of a three-year term ending November 23, 2007.

Enacted Number:	397-06

ADOPTED

Recommendations of the Government Audit and Oversight Committee

060740 **[MOU - Deputy Probation Officers' Association]** **Mayor**

Ordinance adopting and implementing the mediated settlement establishing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco Deputy Probation Officers' Association, to be effective July 1, 2006 through June 30, 2009.

Enacted Number: 172-06

FINALLY PASSED

060741 **[MOU - Transport Workers Union of America, AFL-CIO, Local 250-A (Multi-Unit)]** **Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Transport Workers Union of America, AFL-CIO, Local 250-A (Multi-Unit), to be effective July 1, 2006 through June 30, 2009.

Enacted Number: 171-06

FINALLY PASSED

060742 **[MOU - Transport Workers Union of America, AFL-CIO, Local 250-A (Non-MTA 7410)]** **Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Transport Workers Union of America, AFL-CIO, Local 250-A (Non-MTA 7410), to be effective July 1, 2006 through June 30, 2009.

Enacted Number: 170-06

FINALLY PASSED

060743 **[MOU - Teamsters, Local 856 (Multi-Unit)]** **Mayor**

Ordinance adopting and implementing the arbitration award establishing the amended Memorandum of Understanding between the City and County of San Francisco and the Teamsters, Local 856 (Multi-Unit) to be effective July 1, 2006 through June 30, 2009.

Enacted Number: 169-06

FINALLY PASSED

060744 [MOU - Teamsters, Local 350] **Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Teamsters, Local 350, to be effective July 1, 2006 through June 30, 2009.

Enacted Number: 168-06

FINALLY PASSED

060745 [MOU - Operating Engineers Local Union No. 3 of the International Union of Operating Engineers, AFL-CIO, Supervising Probation Officers] **Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Operating Engineers Local Union No. 3 of the International Union of Operating Engineers, AFL-CIO, Supervising Probation Officers, to be effective July 1, 2006 through June 30, 2009.

Enacted Number: 167-06

FINALLY PASSED

060746 [MOU - Operating Engineers Local Union No. 3 of the International Union of Operating Engineers, AFL-CIO] **Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Operating Engineers Local Union No. 3 of the International Union of Operating Engineers, AFL-CIO, to be effective July 1, 2006 through June 30, 2009.

Enacted Number: 166-06

FINALLY PASSED

060747 [MOU - District Attorney Investigators' Association] **Mayor**

Ordinance adopting and implementing the arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco District Attorney Investigators' Association, to be effective July 1, 2006 through June 30, 2009.

Enacted Number: 165-06

FINALLY PASSED

060749 [Unrepresented Employees] **Mayor**

Ordinance Fixing Compensation for persons employed by the City and County of San Francisco whose compensations are subject to the provisions of Section A8.409 of the Charter, in jobcodes not represented by an employee organization, and establishing working schedules and conditions of employment and, methods of payment, effective July 1, 2006.

Enacted Number: 147-06

FINALLY PASSED

060750 [MOU - Service Employees International Union, Locals 535, 790 and United Healthcare Workers - West] **Mayor**

Ordinance adopting and implementing the mediated settlement establishing the Memorandum of Understanding between the City and County of San Francisco and the Service Employees International Union, Locals 535, 790 and United Healthcare Workers - West, to be effective July 1, 2006 through June 30, 2009.

Enacted Number: 164-06

FINALLY PASSED

060751 [MOU - Service Employees International Union, Local 790 Staff & Per Diem Nurses] **Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Service Employees International Union, Local 790 Staff & Per Diem Nurses, to be effective July 1, 2006 through June 30, 2007.

Enacted Number: 163-06

FINALLY PASSED

060752 [MOU - Freight Checkers, Clerical Employees & Helpers, Local 856 (Supervising Registered Nurses, Unit 11.B.] **Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Freight Checkers, Clerical Employees & Helpers, Local 856 (Supervising Registered Nurses, Unit 11.B.), to be effective July 1, 2006 through June 30, 2007.

Enacted Number: 162-06

FINALLY PASSED

060753 [MOU - Transport Workers Union of America, AFL-CIO, Local 200] **Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Transport Workers Union of America, AFL-CIO, Local 200, to be effective July 1, 2006 through June 30, 2009.

Enacted Number: 161-06

FINALLY PASSED

060754 [MOU - San Francisco Institutional Police Officers' Association] **Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco Institutional Police Officers' Association, to be effective July 1, 2006 through June 30, 2009.

Enacted Number: 160-06

FINALLY PASSED

060755 [MOU- International Brotherhood of Electrical Workers Local Union 6, AFL-CIO] **Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the International Brotherhood of Electrical Workers Local Union 6, AFL-CIO, to be effective July 1, 2006 through June 30, 2009.

Enacted Number: 159-06

FINALLY PASSED

060756 [MOU - Automotive Machinists Union, Local 1414, Machinists Automotive Trades District 190, International Association of Machinists and Aerospace Workers] **Mayor**

Ordinance adopting and implementing the mediated settlement establishing the Memorandum of Understanding between the City and County of San Francisco and the Automotive Machinists Union, Local 1414, Machinists Automotive Trades District 190, International Association of Machinists and Aerospace Workers, to be effective July 1, 2006 through June 30, 2009.

Enacted Number: 158-06

FINALLY PASSED

060757 [MOU - United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry, Local 38] **Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry, Local 38, to be effective July 1, 2006 through June 30, 2009.

Enacted Number: 157-06

FINALLY PASSED

060758 [MOU - Laborers International Union, Local No. 261] **Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Laborers International Union, Local No. 261, to be effective July 1, 2006 through June 30, 2009.

Enacted Number: 156-06

FINALLY PASSED

060759 [MOU - Consolidated Craft Unions]

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Bricklayers and Allied Crafts, Local 3; Hod Carriers, Local 36; Building Inspectors' Association; The Northern California Carpenters Regional Council, Local 22; Cement Masons, Local 300; Glaziers, Architectural Metal and Glass Workers, Local Union No. 718; International Alliance of Theatrical Stage Employees, Moving Picture Technicians, Artist and Allied Crafts of the United States, Its Territories and Canada, Local 16; International Association of Bridge, Structural, Ornamental, Reinforcing Iron Workers, Riggers and Machinery Movers, Local 377; Auto, Marine and Specialty Painters, Local Union No. 1176; Pile Drivers, Divers, Carpenters, Bridge, Wharf and Dock Builders, Local Union No. 34; Plasterers and Shophands, Local 66; United Union of Roofers, Waterproofers and Allied Workers, Local 40; Sheet Metal Workers International Union, Local 104; Teamsters, Local 853, to be effective July 1, 2006 through June

30, 2009.

Enacted Number: 155-06

FINALLY PASSED

060761 [MOU - California Association of Interns and Residents/Committee of Interns and Residents, SEIU] **Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the California Association of Interns and Residents/Committee of Interns and Residents, SEIU, to be effective July 1, 2006 through June 30, 2009.

Enacted Number: 154-06

FINALLY PASSED

060762 [MOU - Union of American Physicians and Dentists (Unit 8CC)]

Ordinance adopting and implementing the mediated settlement establishing the Memorandum of Understanding between the City and County of San Francisco and the Union of American Physicians and Dentists (Unit 8CC), to be effective July 1, 2006 through June 30, 2009.

Enacted Number: 153-06

FINALLY PASSED

060763 [MOU - Union of American Physicians and Dentists (Unit 11AA)] **Mayor**

Ordinance adopting and implementing the mediated settlement establishing the Memorandum of Understanding between the City and County of San Francisco and the Union of American Physicians and Dentists (Unit 11AA), to be effective July 1, 2006 through June 30, 2009.

Enacted Number: 152-06

FINALLY PASSED

060764 [MOU - Municipal Executives' Association] **Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives'

Association, to be effective July 1, 2006 through June 30, 2009.

Enacted Number: 151-06

FINALLY PASSED

060765 [MOU - International Union of Operating Engineers, Stationary Engineers, Local 39] **Mayor**

Ordinance adopting and implementing the mediated settlement establishing the Memorandum of Understanding between the City and County of San Francisco and the International Union of Operating Engineers, Stationary Engineers, Local 39, to be effective July 1, 2006 through June 30, 2009.

Enacted Number: 150-06

FINALLY PASSED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Budget and Finance Committee

060247 [Minimum Wage Implementation and Enforcement] **Supervisors Maxwell, Ammiano, Daly, Mirkarimi, McGoldrick**

Ordinance (1) amending Chapter 12R of the San Francisco Administrative Code (Minimum Wage Ordinance) to impose an annual fee upon employers to defray the City's costs of implementing and enforcing the Minimum Wage Ordinance, (2) expanding the powers and duties of the Office of Labor

Standard Enforcement to implement and enforce the Minimum Wage Ordinance, and (3) making findings pursuant to the California Environmental Quality Act, Public Resources Code Section 21080(b)(8)(A), that the regulatory fees imposed by this ordinance are not a "project" and that such fees are imposed for the purpose of meeting operating expenses of the Office of Labor Standards Enforcement or successor department of the City and County of San Francisco, including employee wage rates, fringe benefits and other direct and indirect overhead charges, attributable to the implementation and enforcement of the Minimum Wage Ordinance.

(Fiscal impact.) (Supervisor Elsbernd dissented in committee.)

Continued to July 11, 2006

Supervisor Maxwell, seconded by Supervisor Mirkarimi, moved that this Ordinance be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Recommendations of the Government Audit and Oversight Committee

060748 [MOU - Municipal Attorneys' Association] **Mayor**

Ordinance adopting and implementing the arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and the Municipal Attorneys' Association, to be effective July 1, 2006 through June 30, 2009.

(Supervisor Peskin dissented in Committee.)

Enacted Number: 149-06

FINALLY PASSED by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Daly, Dufty, Ma, Maxwell, McGoldrick, Mirkarimi, Sandoval
Noes: 2 - Elsbernd, Peskin

060760 [MOU - International Federation of Professional and Technical Engineers, Local 21, AFL-CIO] **Mayor**

Ordinance adopting and implementing the mediated settlement establishing the Memorandum of Understanding between the City and County of San Francisco and the International Federation of Professional and Technical Engineers, Local 21, AFL-CIO, to be effective July 1, 2006 through June 30, 2009.

Supervisor Elsbernd was previously excused from voting on this matter.

Enacted Number: 148-06

FINALLY PASSED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Elsbernd

Recommendation of the Land Use and Economic Development Committee

052025 [Residential Rent Ordinance: Landlord may not sever parking/storage/access to specified common areas without just cause; tenant entitled to rent reduction upon severance.] Supervisors Mirkarimi, Daly, Maxwell, Peskin, Ammiano

Ordinance amending Administrative Code Chapter 37 "Residential Rent Stabilization
and Arbitration Ordinance" by amending Section 37.2(r) to provide that garage facilities, parking facilities, or storage or access to common areas, laundry rooms, lobbies, decks, patios, or gardens on the same lot, or kitchen facilities in single room occupancy (SRO) hotels, supplied in connection with the use or occupancy of a unit, or similar facilities or space on the same lot, may not be severed from a tenancy by the landlord without just cause; and that where such a severance does occur the tenant is entitled to a reduction in rent.

Enacted Number: 178-06

FINALLY PASSED by the following vote:

Ayes: 7 - Ammiano, Daly, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 4 - Alioto-Pier, Dufty, Elsbernd, Ma

NEW BUSINESS

Recommendations of the Budget and Finance Committee

060734 [Redevelopment Agency Budget] **Mayor**

Resolution approving an Interim Budget of the Redevelopment Agency of the City and County of San Francisco for fiscal year 2006-2007.

(Fiscal Impact.)

Enacted Number: 391-06

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060786 [Proposition J Contract/Certification of Specified Contracted-Out Services Previously Approved] **Mayor**

Resolution concurring with the Controller's certification that services previously approved under Proposition J can be performed by private contractor for a lower cost than similar work performed by City and County employees, for the following services: central shops security, convention facilities management, janitorial and security services (Admin Services); budget analyst (Board of Supervisors); security services (Public Works); community services (District Attorney); body removal services (Medical Examiner); Project S.A.F.E. (Police); and jail food services (Sheriff).

(Fiscal Impact.)

Enacted Number: 392-06

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Recommendations of the City Operations and Neighborhood Services Committee

060083 [Public Works Code - enclosure of garbage receptacles] **Supervisors McGoldrick, Ma**

Ordinance amending Public Works Code Section 170 to require that garbage receptacles, after collection, be returned to an enclosed area or other area that blocks views of the receptacle from the public right-of-way; and making environmental findings.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060539 [Modifying the driving requirement for designated taxi company key personnel] Supervisor Elsbernd

Ordinance amending the San Francisco Police Code by adding Section 1081.5, to modify the driving requirement for designated taxi company key personnel.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060869 [Juvenile Probation & Camps Funding Program Agreement-Juvenile Probation Department] Supervisor Maxwell

Resolution authorizing the Juvenile Probation Department to participate in the Juvenile Probation & Camps Funding Program used to pay for direct services to children.

Enacted Number: 390-06

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Recommendations of the Land Use and Economic Development Committee

060266 [Japantown Special Use District] Supervisors Mirkarimi, Ma

Ordinance adding Planning Code Section 249.31 to establish the Japantown Special Use District for property generally bounded by Bush Street, Geary Boulevard, Laguna Street, and Fillmore Street, as defined herein, to require conditional use authorization and additional Planning Commission findings for specified uses, and to require specified notice, including additional posted notice; amending Planning Code Section 703.3 to require conditional use authorization for the establishment of formula retail uses in this District; amending the City's Zoning Map Sectional Map 2SU to reflect the boundaries of this District; requiring a report on the status of this District; and making environmental findings and findings of consistency with the General Plan and the priority policies of Planning Code Section 101.1.

Supervisor Ma requested to be added as a co-sponsor.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060668 [Landmark Designation of 557 Ashbury Street/1500-1512 Haight Street (the Richard P. Doolan/Norman T. Larson Residence and Storefronts)] **Supervisors Mirkarimi, Peskin, Elsbernd**

Ordinance Designating 557 Ashbury Street/1500-1512 Haight Street, the Richard P. Doolan/Norman T. Larson Residence and Storefronts, as a Landmark under Planning Code Article 10; and adopting General Plan, Planning Code Section 101.1(b) and environmental findings (Planning Department)

Supervisor Elsbernd requested to be added as a co-sponsor.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060824 [Authorizing the Port to award a contract, without competitive solicitation, for the crushing, removal, and/or disposal of debris and/or contaminated soils on Pier 94, Seawall Lot 352] **Mayor**

Ordinance authorizing the Port of San Francisco to award a contract, without competitive solicitation, for the crushing, removal, and/or disposal of construction demolition debris and/or contaminated soils on Pier 94, Seawall Lot 352.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Recommendation of the Rules Committee

060807 [Appointment, Planning Commission - Hisashi Sugaya]

Motion approving the Board of Supervisors President Peskin's nomination of Hisashi Sugaya to the Planning Commission, term ending July 1, 2010. (Clerk of the Board)

(Section 4.105 of the City Charter provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days of the date the nomination is transmitted to the Clerk then the nominee shall be deemed approved.) Transmittal date - (May 31, 2006.)

Enacted Number: M06-62

APPROVED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

SPECIAL ORDER 3:30 P.M - Recognition of Commendations

Privilege of the Floor

Supervisor Alioto-Pier, seconded by Supervisor Elsbernd, moved to suspend Rule 4.37 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Supervisor Alioto-Pier introduced, welcomed and presented a Certificate of Honor to the staff of the San Francisco Port 's Maritime Division.

SPECIAL ORDER 4:00 P.M.

060887 [Public Hearing - Appeal of Categorical Exemptions from Environmental Review for proposed legislation relating to the reconfiguration of Parking and creation of Bike Lane at Illinois Street

Hearing of persons interested in or objecting to the issuance by the Department of Parking and Traffic of determinations of exemption from environmental review for proposed ordinances found in Board of Supervisors File Nos. 060598 & 060599 and proposed resolutions found in File Nos. 060600 & 060601, relating to the reconfiguration of Parking and creation of Bike Lane at Illinois Street. (Appellant: Stephen M. Williams, Esq.)

(Date Filed: 6/9/06; companion measure to Files 060887, 060888, 060889, 060890, District 10.)

Supervisor Maxwell, seconded by Supervisor Mirkarimi, moved that this Hearing be TABLED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the categorical exemption from environmental review described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

060888 [Affirming the categorical exemption issued for the Illinois Street bike lane project]

Motion affirming the determination by the Department of Parking and Traffic that the Illinois Street bike lane project is categorically exempt from environmental review under the California Environmental Quality Act. (Clerk of the Board)

Supervisor Maxwell, seconded by Supervisor Mirkarimi, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060889 [Disapproving the categorical exemption issued for the Illinois Street bike lane project]]

Motion disapproving the determination by the Department of Parking and Traffic that the Illinois Street bike lane project is categorically exempt from environmental review under the California Environmental Quality Act. (Clerk of the Board)

Supervisor Maxwell, seconded by Supervisor Mirkarimi, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060890 [Preparation of findings related to legislation regarding parking and traffic regulations]

Motion directing the Clerk of the Board to prepare findings related to the appeal of the determination by the Department of Parking and Traffic that legislation relating to parking and traffic regulations, File Nos. 060598, 060599, 060600 and 060601, is exempt from environmental review under the California Environmental Quality Act. (Clerk of the Board)

Supervisor Maxwell, seconded by Supervisor Mirkarimi, moved that this

Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Recommendations of the Land Use and Economic Development Committee

060598 **[Amending the Traffic Code to authorize establishing back-in only angled parking spaces]** **Supervisor Maxwell**

Ordinance amending the San Francisco Traffic Code by amending Section 55 to authorize the Municipal Transportation Agency, with the approval of the Board of Supervisors, to establish back-in only angled parking spaces.

Supervisor Maxwell, seconded by Supervisor Mirkarimi, moved that this Ordinance be RE-REFERRED to the Land Use and Economic Development Committee. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060599 **[Allowing commercial vehicles that are actively loading or unloading during rush hour to block bike lanes on Illinois Street between 16th Street and Cargo Way]** **Supervisor Maxwell**

Ordinance amending the Traffic Code by amending Section 38.N to exempt from the prohibition on blocking bike lanes from 7:00 to 9:00 a.m. and 4:00 to 6:00 p.m., commercial vehicles that are actively loading or unloading on Illinois Street between 16th Street and Cargo Way.

Supervisor Maxwell, seconded by Supervisor Mirkarimi, moved that this Ordinance be RE-REFERRED to the Land Use and Economic Development Committee. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060600 **[Traffic Regulations]** **Supervisor Maxwell**

Resolution enacting and rescinding traffic regulations on various streets.

BICYCLE LANES - ESTABLISH (18 month trial)
Illinois Street, both directions, between 16th Street and Cargo Way;
Sixteenth Street, both directions, between 3rd Street and Illinois Street; and,
Cargo Way, both directions, between Illinois Street and Jennings Street

(4/25/06: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street.)

Supervisor Maxwell, seconded by Supervisor Mirkarimi, moved that this Resolution be RE-REFERRED to the Land Use and Economic Development Committee. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060601 [Parking Regulations] **Supervisor Maxwell**

Resolution enacting and rescinding parking regulations at various locations.

PERPENDICULAR PARKING - RESCIND (18 month trial)
Illinois Street, east side, between 19th and 22nd Streets

BACK-IN ANGLED PARKING, 60 DEGRESS - ESTABLISH (18 month trial)
Illinois Street, east side, between 18th Street and 132 feet south of Mariposa Street

BACK-IN ANGLED PARKING, 45 DEGRESS - ESTABLISH (18 month trial)
Illinois Street, east side, between 20th and 22nd Streets

TOW-AWAY, NO PARKING ANYTIME - RESCIND
Illinois Street, east side, between 25th and Marin Streets

PERPENDICULAR PARKING - ESTABLISH
22nd Street, both sides, between Illinois Street and 480 feet easterly;
Tennessee Street, east side, between 18th and 175 feet south of 22nd Street; and
24th Street, both sides, between 100 feet east and 450 feet east of Michigan Street.

(4/25/06: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street.)

Supervisor Maxwell, seconded by Supervisor Mirkarimi, moved that this Resolution be RE-REFERRED to the Land Use and Economic Development Committee. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

COMMITTEE REPORTS

060858 **[Resolution of Intention to form the Fillmore Jazz District Community Benefit District]** Supervisor Mirkarimi

Resolution (1) declaring the intention of the Board of Supervisors to establish a property-based business improvement district (community benefit district) to be known as the "Fillmore Jazz District Community Benefit District" and order the levy and collection of a multi-year assessment on identified parcels in the district, (2) approving the management district plan and engineer's report for the district, (3) ordering and setting a time and place for a public hearing thereon, (4) approving the form of the Notice of Public Hearing and Assessment Ballots, and (5) directing the Clerk of the Board of Supervisors to give notice of the public hearing as required by law.

(Ecomomic Impact)

Enacted Number: 389-06

ADOPTED by the **following vote:**

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060860 **[Resolution of Intention to form the Central Market Community Benefit District]** Mayor

Resolution (1) declaring the intention of the Board of Supervisors to establish a property-based business improvement district (community benefit district) to be known as the "Central Market Community Benefit District" and levy a multi-year assessment on identified parcels in the district, (2) approving the management district plan and engineer's report for the district, (3) ordering and setting a time and place for a public hearing thereon, (4) approving the form of the Notice of Public Hearing and Assessment Ballots, and (5) directing the Clerk of the Board of Supervisors to give notice of the public hearing as required by law.

(Economic Impact)

Amended on page 5, line 18, Section 4, by replacing "August 15, 2006 at 3pm" with "October 17, 2006 at 3pm."

Supervisor Daly, seconded by Supervisor Dufty, moved that this Resolution be AMENDED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Continued to August 15, 2006

Supervisor Daly, seconded by Supervisor Ammiano, moved that this Resolution be CONTINUED AS AMENDED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060898 [Approving Agreements with the California Department of Transportation, the San Francisco Public Utilities Commission, and the US Navy in connection with an Upgraded Submarine Cable for **Mayor**

Resolution approving (i) a Cooperative Utility Agreement between the California Department of Transportation and the Treasure Island Development Authority, (ii) a collateral Pledge and Security Agreement between the San Francisco Public Utilities Commission and the Treasure Island Development Authority, (iii) a Memorandum of Agreement between the San Francisco Public Utilities Commission and the Treasure Island Development Authority, and (iv) a Memorandum of Agreement between the Treasure Island Development Authority and the United States Navy, all in connection with an upgraded submarine power cable between the Oakland shoreline and Treasure Island.

(Fiscal impact.)

Enacted Number: 393-06

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

ROLL CALL FOR INTRODUCTIONS

PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation *services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes. Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.*

Abdullah Megaheed, showed interest in the World Cup and bringing business to San Francisco

James Chaffee; expressed concern with the Friends of Foundation of the Library and issues with the San Francisco Library

Joseph Braverman; showed interest in some form of recognizing past City politicians

Richard MCree; expressed concern Sigmnd Stern Grove design

Walter; showed interest in Glen Park

Eugene Gordon, Jr.; expressed concern with the violation of human rights

John Da Donna; expressed concern with human distinguishing and thanking

Steven A Worthsley; showed interest in the future of Coit Tower

Peter Warfield; expressed concern with issues related to Library bonds and providing more hours and more books in the Library

Francisco Di Costa; expressed concern with issues that a gym is being demolished in the Bay View Hunters Point and public comment process

Ms. Jones; expressed concern with San Francisco Police and Sheriff's Department brutality

Lisa Selby; expressed concern with Items 68-71 Sale of Revenue Bonds and the notice of a rent increase

Regina Mithchell; expressed concern with Items 68-71 Sale of Revenue Bonds and the notice of a rent increase

Doris Peterson; expressed concern with Items 68-71 Sale of Revenue Bonds and the notice of a rent increase

Richard Devine; expressed concern with Items 68-71 Sale of Revenue Bonds and the notice of a rent increase

Espanola Jackson; expressed concern with Items 68-71 Sale of Revenue Bonds and the notice of a rent increase and community input

Angelo King; expressed concern with community input relating to Items 68-71Sale of Revenue Bonds

Male speaker; expressed concern with Golden Gate park equestrian *activities*

Female speaker; expressed concern with community input relating to Items 68-71Sale of Revenue Bonds

Arnold Townsend; expressed concern

APPROVAL OF REQUESTS TO THE LEGISLATIVE ANALYST

These items may be introduced by any Supervisor seeking analysis from the Office of the Legislative Analyst on introduced legislation and for the purpose of providing assistance to Board of Supervisors' task forces and advisory committees. Requests to the Legislative Analyst shall require the affirmative vote of a majority of the members of the Board.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

060864 [Nominate 200 Year-Old California Valley Oak Tree for Landmark designation 2830 - 25th Street]

Resolution nominating California Valley Oak Tree Located at 2830 25th Street initiating the landmark tree designation pursuant to Public Works Code Section 801(b), acknowledging the temporary designation of such tree pursuant to Public Works Code Section 810(d), and authorizing other official acts to protect this tree.

Enacted Number: 394-06

ADOPTED

060909 [Renaming Fillmore and Turk Mini Park as the Mary Rogers Mini Park] Supervisors Mirkarimi, Maxwell, Dufty

Resolution urging the Department of Recreation and Parks to rename the Fillmore and Turk Mini Park as the Mary Rogers Mini Park.

Enacted 399-06

Number:
ADOPTED

060910 [Renaming Hayes Green as Patricia Walkup] Supervisors Mirkarimi, Dufty

Resolution urging the Department of Recreation and Parks to rename Hayes Green after Patricia Walkup.

Enacted Number:	398-06

ADOPTED

060912 [Landmark Designation Nomination for Trees Located at 1141-1145 Filbert Street] Supervisor Peskin

Resolution of intent initiating the nomination of the Monterey Cypress tree located at 1141-1145 Filbert Street for landmark tree status pursuant to Public Works Code Section 810(b), acknowledging the temporary designation of such tree pursuant to Public Works Code Section 810(d), and authorizing other official acts in furtherance of this Resolution.

Enacted Number:	395-06

ADOPTED

060913 [Urging the California Congressional Delegation to oppose the ongoing effort by Rep. John Culberson (R-Texas) to prevent cities from accepting the Matricula Consular and other identification Supervisors Sandoval, Daly, Mirkarimi, McGoldrick, Peskin, Ammiano, Dufty

Resolution urging the California Congressional Delegation representing the City and County of San Francisco to oppose the ongoing effort by Rep. John Culberson (R-Texas) to prevent cities from accepting the Matricula Consular and other identification cards issued by other countries, as valid forms of identification.

Enacted Number:	400-06

ADOPTED

060914 [Urging Albertson's Inc. not to close the Albertson's supermarket located in the Oceanview Village development] Supervisors Sandoval, Elsbernd, McGoldrick, Maxwell, Dufty

Resolution urging Albertson's Inc. not to close the Albertson's supermarket located in the Oceanview Village development.

Enacted	396-06

Number:

ADOPTED

060911 [Authorizing the attendance of one member of the San Francisco Youth Commission at the June 30 - July 2, 2006, Glocal Youth Parliament to be held in Ankara, Turkey] **Supervisor Peskin**

Motion authorizing the attendance of one member of the San Francisco Youth Commission at the June 30 - July 2, 2006, Glocal Youth Parliament in Ankara, Turkey.

Enacted Number: M06-63

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Severed from the Without Reference to Committee Agenda

Supervisor Maxwell requested that the Files Nos. 060905, 060906, 060907 and 060908 be severed so that it might be considered separately.

060905 [Issuance and Sale of Revenue Bonds - All Hallows Apartments] **Supervisor Maxwell**

Resolution approving the issuance and sale of tax-exempt bonds by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed $23,000,000 for the financing of the acquisition and rehabilitation of All Hallows Apartments.

REFERRED to the Land Use and Economic Development Committee.

060906 [Issuance and Sale of Revenue Bonds - Bayview Apartments] **Supervisor Maxwell**

Resolution approving the issuance and sale of tax-exempt bonds by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed $21,000,000 for the financing of the acquisition and rehabilitation of the Bayview Apartments.

REFERRED to the Land Use and Economic Development Committee.

060907 [Issuance and Sale of Revenue Bonds - La Salle Apartments] **Supervisor Maxwell**

Resolution approving the issuance and sale of tax-exempt bonds by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed $20,000,000 for the financing of the acquisition and rehabilitation of the La Salle Apartments.

REFERRED to the Land Use and Economic Development Committee.

060908 [Issuance and Sale of Revenue Bonds - Shoreview Apartments] **Supervisor Maxwell**

Resolution approving the issuance and sale of tax-exempt bonds by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed $21,000,000 for the financing of the acquisition and rehabilitation of the Shoreview Apartments.

REFERRED to the Land Use and Economic Development Committee.

OFF-AGENDA LEGISLATION

Requests for Hearing Motions Introduced by the President at the Request of Departments

Introduced by Supervisors or Mayor

Ordinances

060944 [Food Service Waste Reduction Ordinance] **Supervisors Peskin, Daly, Mirkarimi, Ammiano, McGoldrick, Sandoval, Maxwell, Dufty**

Ordinance adding Chapter 16 to the Environment Code to prohibit the use of polystyrene foam disposable food service ware and require the use of biodegradable or compostable disposable food service ware by restaurants, retail food vendors, City departments and the City's contractors and lessees unless there is no affordable alternative and to provide for penalties for violation; and amending the Health Code by repealing Sections 469 through 469.10 which bans the use of food packaging and plastic food service ware made with chlorofluorocarbons and which is now void by its terms.

6/27/06, ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee, expires on 7/27/2006.

Resolutions

060945 [Authorizing the exercise of an option to purchase the property located at One South Van Ness Avenue, San Francisco and execution, delivery and performance of the purchase and sale **Supervisors Peskin, Daly, Mirkarimi, Dufty**

Resolution authorizing the exercise of an option to purchase (the "Purchase Option"), between the City and County of San Francisco (the "City"), as buyer, and the One South Associates, LLC. (the "Seller"), as seller (including certain indemnities contained therein), for the purchase of real property and improvements thereon consisting of an eight-story office building located at One South Van Ness Avenue, San Francisco (collectively, the "Property"); authorizing the execution, delivery and performance of a purchase and sale agreement for the Property; authorizing the assumption of certain leases and contracts per the terms of the purchase and sale agreement; adopting findings under the California Environmental Quality Act and findings pursuant to the City Planning Code Section 101.1; and ratifying previous actions taken in connection therewith.

(Fiscal impact.)

6/27/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

060946 [Accept-Expend FEMA PDM Grant Funds - Public Utilities Commission] **Mayor**

Resolution authorizing the San Francisco Public Utilities Commission to accept and expend a grant in the amount of $2,999,109 in FY 2005 Pre-Disaster Mitigation funds from the Federal Emergency Management Agency for the Hayward Fault Mitigation Project.

(Fiscal impact.)

6/27/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

060949 [Approval of FY06-07 Expenditure Plan for the Human Services Care Fund] **Supervisor Daly**

Resolution approving the FY06-07 Expenditure Plan for the Human Services Care Fund.

(Fiscal impact.)

6/27/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

060953 [Commending the inaugural celebration of FeelGood World's San Francisco Summit to end world hunger] **Supervisor Dufty**

Resolution commending the inaugural celebration of FeelGood World's San Francisco Summit to end world hunger.

6/27/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

060954 [Urging the City and County of San Francisco to protect our culture from the cultural attacks being waged upon it by non-citizen and non-English speaking residents] **Supervisor Sandoval**

Resolution urging the City and County of San Francisco to protect our culture from the cultural attacks being waged upon it by non-citizen and non-English speaking residents.

6/27/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

060955 [Urging UCLA to adjust its admission policies to ensure that all minorities, and African-Americans in particular, are appropriately represented in incoming undergraduate classes] **Supervisor Sandoval**

Resolution urging UCLA to adjust its admission policies to ensure that all minorities, and African-Americans in particular, are appropriately represented in incoming undergraduate classes.

6/27/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

060956 [Extending the term of service for the Power Plant Task Force; Amending Membership] **Supervisor Maxwell**

Resolution to extend the expiration date of the Power Plant Task Force from November 1, 2006 to June 1, 2007 and amending the membership from Nine to Seven Members.

6/27/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

060957 [Ensure minimum quality standards for most **Supervisor McGoldrick**

petroleum and automotive products sold in California and ensure weighing devices function properly and accurately]

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to accept and expend a new grant in the amount of $7,350 from the California Department of Food and Agriculture (CDFA) combining two programs, the Petroleum Products Compliance program and the Weighmaster Enforcement Program; for the period of July 1, 2006 through June 30, 2007.

6/27/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

060958 [Encouraging Nanosolar, Inc. to locate its solar manufacturing facility in San Francisco] **Supervisors McGoldrick, Ammiano, Dufty, Alioto-Pier, Maxwell**

Resolution encouraging Nanosolar, Inc. to locate its solar manufacturing facility in San Francisco.

6/27/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

060959 [Honoring Nancy Kwan and James Shigeta's return to San Francisco] **Supervisor Mirkarimi**

Resolution honoring Flower Drum Song legends Nancy Kwan and James Shigeta's return to San Francisco.

6/27/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

060960 [Need for Statewide Chemicals Policy] **Supervisor Mirkarimi**

Resolution urging San Francisco's State delegation to support statewide efforts to act on the recommendations of the report from the University of California: "Green Chemistry in California: A Framework for Leadership in Chemicals Policy and Innovation" and to develop regulations and policies that promote the production and use of less toxic chemicals.

6/27/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

060961 [Koshland Park--Gift-in-Place] **Supervisor Mirkarimi**

Resolution accepting a gift in place valued at approximately $200,000 from the Friends of Recreation and Parks, a non-profit organization, to the Recreation and Park Department for Koshland Park.

6/27/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

060940 [2005-2006 Civil Grand Jury Report - Affordable Housing Bond Program]

Hearing on the recently published 2005-2006 Civil Grand Jury report regarding Affordable Housing Bond Program: The Downpayment Assistance Loan Program. (Clerk of the Board)

6/27/06, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

060941 [2005-2006 Civil Grand Jury Report - San Francisco Jails]

Hearing on the recently published 2005-2006 Civil Grand Jury report regarding San Francisco Jails: An Investigative Visit. (Clerk of the Board)

6/27/06, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

060942 [2005-2006 Civil Grand Jury Report - Continuity Report]

Hearing on the recently published 2005-2006 Civil Grand Jury report regarding Continuity Report. (Clerk of the Board)

6/27/06, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

060943 [2005-2006 Civil Grand Jury Report - Office of the Assessor-Recorder]

Hearing on the recently published 2005-2006 Civil Grand Jury report regarding Office of the Assessor-Recorder: Reducing the 4-Year Backlog. (Clerk of the Board)

6/27/06, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

060951 [Better Streets Ordinance] Supervisor McGoldrick

Hearing to provide an overview of departmental strategies to implement the City's Better Streets Ordinance, focusing on initiatives to foster interdepartmental coordination on street design and management.

6/27/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

060952 [Bindlestiff Studios] **Supervisor Ma**

Hearing to discuss the capital and operating needs of Bindlestiff Studios, a Filipino theatre company, including past, current and proposed funding for the project.

6/27/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

Motions

060947 [Amendment to Budget Analyst Professional Services Agreement] **Supervisor Peskin**

Motion amending the agreement for Professional Budget Analyst Services between the City and County of San Francisco and Stanton W. Jones and Associates; Debra A. Newman; Rodriguez, Perez, Delgado & Company Certified Public Accountants; Harvey M. Rose Accountancy Corporation Certified Public Accountants; and Louie & Wong LLP Certified Public Accountants ("A Joint Venture") to amend the composition of the Joint Venture, replacing the Harvey M. Rose Accountancy Corporation with Harvey M. Rose Associates, LLC.

6/27/06, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

060948 [Rule Amendment - Joint City and School District Select Committee] **Supervisor Peskin**

Motion amending the Rule 5.7 of the Rules of Order of the Board of Supervisors to de-establishing the Joint City and School District Select Committee, effective immediately.

6/27/06, RECEIVED AND ASSIGNED to Rules Committee.

060950 [Legislative Analyst Request - Housing Waiting Lists] **Supervisor Ma**

Motion requesting the Legislative Analyst to review existing housing waiting lists and recommend legislative solutions to create one list of housing availability for rental and ownership opportunities. Please advise on: (1) additional programs and services that could be marketed to this group including eviction prevention, down payment assistance and mortgage pre-qualification; and (2) the appropriateness of prioritizing San Franciscans who have been displaced by evictions. Please also provide assistance in developing and drafting legislation.

PROPOSED ORDINANCES

060842 [Settlement of Lawsuit - Alfonso Helena]

Ordinance authorizing settlement of the lawsuit filed by Alfonso Helena against the City and County of San Francisco for $114,500; the lawsuit was filed on January 20, 2004 in United States District Court, Northern District of California, Case No. C04-0260; entitled Alfonso Helena, et al., v. City and County of San Francisco, et al.

6/19/06, RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

060843 [Accept-Expend Regional Grant - Airport Commission]

Resolution authorizing the Airport Commission to accept and expend three (3) grants totaling $414,340 from the Bay Area Air Quality Management District (Air District) for acquisition of clean air vehicles by Airport transportation operators.

6/20/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

Requests Granted

From: Supervisor Elsbernd

To: Director, Department of Human Resources

Requesting/Inquiring: To provide a schedule of planned GASB committee meetings as agreed to in all of the recently approved MOU's with the exception of the Municipal Attorney's Association arbitration award.

From: Supervisor Ma

To: Director, Department of Public Health

Requesting/Inquiring: To advise on changes at the state level relating to *breast and cervical cancer screening funded by the Centers for Disease Control and Prevention. Recent reports indicated that the state lost its federal funding which eliminated state reimbursements to medical providers.*

From: Supervisor Ma

To: To agencies on the JUSTIS Governing Council

Requesting/Inquiring: To provide a written report on current year expenditures, total expenditures and current status of implementation of the JUSTIS system. Please also advise on current staff commitments to the project and unmet needs if any. Please provide responses by July 10, 2006.

From: Supervisor Sandoval

To: City Attorney

Requesting/Inquiring: To describe the process of placing a non-biding resolution on the November 2006 Ballot that would gauge the populace's support for San Francisco's bid for the 2016 Summer Olympics.

From: Supervisor Sandoval

To: City Attorney

To: Director, Department of Human Resources

Requesting/Inquiring: To provide information regarding whether any State or City ordinance or law, such as Proposition 209, prohibits the collection of demographic data such as race, age and gender for new city employees, recently promoted city employees or retired city employees.

From: Supervisor Mirkarimi

To: City Attorney

Requesting/Inquiring: To draft a motion to convene a closed session between the Board of Supervisors and the City Attorney on August 1, 2006 for the purpose of conferring with

In Memoriams

Ricardo Gigli (Supervisor Dufty)

Jeff Katzoff (Supervisors Dufty, Ammiano)

Eric Rofes (Supervisors Dufty, Ammiano)

Patrick Brosnan (Supervisor Elsbernd)

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 4:11 p.m.

Gloria L. Young, Clerk of the Board

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on July 25, 2006.

Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee. Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers and similar sound-producing electronic devices, (Violators may be removed from the meeting room.) 3) signs to be brought into the meeting or displayed in the room; and 4)standing in the Legislative Chamber. Citizens are encouraged to testify at Board hearings and to write letters to the Board and to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102. USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer. THE AGENDA PACKET IS AVAILABLE AT CITY HALL, ROOM 244, RECEPTION DESK. Agendas are available on the internet at www.sfgov.org/site/bdsupvrs_index.asp?id=4383 Board meetings are cablecast on SF Cable 26. For video tape copies and scheduling call (415) 557-4293. Results of each Board meeting can be obtained about a half hour after the end of the meeting by telephoning (415) 554-5555.

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MEETING MINUTES

Tuesday, July 11, 2006
2:00 PM
Legislative Chamber - Second Floor
Regular Meeting

Board of Supervisors

AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, FIONA MA, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL

Members Present: *Michela Alioto-Pier, Tom Ammiano, Chris Daly, Bevan Dufty, Sean Elsbernd, Fiona Ma, Sophie Maxwell, Jake McGoldrick, Ross Mirkarimi, Aaron Peskin, Gerardo Sandoval.*

Members Excused: *None.*

Members Absent: *None.*

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:00 p.m. On the call of the roll Supervisors Alioto-Pier and Ammiano were noted absent.

There was a quorum.

Supervisor Alioto-Pier was noted present at 2:02 p.m.

Supervisor Ammiano was noted present at 2:06 p.m.

APPROVAL OF MEETING MINUTES

Supervisor Mirkarimi, seconded by Supervisor Elsbernd, moved to approve the June 6, 13, and 20, 2006 Board Meeting Minutes. The motion carried by the following vote:

Ayes: 9 - Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 2 - Alioto-Pier, Ammiano

AGENDA CHANGES

CONSENT AGENDA

Recommendations of City Operations and Neighborhood Services Committee

060083 [Public Works Code - enclosure of garbage receptacles] **Supervisors McGoldrick, Ma**

Ordinance amending Public Works Code Section 170 to require that garbage receptacles, after collection, be returned to an enclosed area or other area that blocks views of the receptacle from the public right-of-way; and making environmental findings.

Enacted Number: 179-06

FINALLY PASSED

060539 [Modifying the driving requirement for designated taxi company key personnel] Supervisor Elsbernd

Ordinance amending the San Francisco Police Code by adding Section 1081.5, to modify the driving requirement for designated taxi company key personnel.

Enacted Number: 181-06

FINALLY PASSED

Recommendations of the Land Use and Economic Development Committee

060266 [Japantown Special Use District] Supervisors Mirkarimi, Ma

Ordinance adding Planning Code Section 249.31 to establish the Japantown Special Use District for property generally bounded by Bush Street, Geary Boulevard, Laguna Street, and Fillmore Street, as defined herein, to require conditional use authorization and additional Planning Commission findings for specified uses, and to require specified notice, including additional posted notice; amending Planning Code Section 703.3 to require conditional use authorization for the establishment of formula retail uses in this District; amending the City's Zoning Map Sectional Map 2SU to reflect the boundaries of this District; requiring a report on the status of this District; and making environmental findings and findings of consistency with the General Plan and the priority policies of Planning Code Section 101.1.

Enacted Number: 180-06

FINALLY PASSED

060668 [Landmark Designation of 557 Ashbury Street/1500-1512 Haight Street (the Richard P. Doolan/Norman T. Larson Residence and Storefronts)] **Supervisors Mirkarimi, Peskin, Elsbernd**

Ordinance Designating 557 Ashbury Street/1500-1512 Haight Street, the Richard P. Doolan/Norman T. Larson Residence and Storefronts, as a Landmark under Planning Code Article 10; and adopting General Plan, Planning Code Section 101.1(b) and environmental findings (Planning Department)

Enacted Number:	182-06

FINALLY PASSED

060824 [Authorizing the Port to award a contract, without competitive solicitation, for the crushing, removal, and/or disposal of debris and/or contaminated soils on Pier 94, Seawall Lot 352] **Mayor**

Ordinance authorizing the Port of San Francisco to award a contract, without competitive solicitation, for the crushing, removal, and/or disposal of construction demolition debris and/or contaminated soils on Pier 94, Seawall Lot 352.

Enacted Number:	183-06

FINALLY PASSED

The foregoing items were acted upon by the following vote:

Ayes: 10 - Alioto-Pier, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Ammiano

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Budget and Finance Committee

060247 [Minimum Wage Implementation and Enforcement]

Supervisors Maxwell, Ammiano, Daly, Mirkarimi, McGoldrick

Ordinance (1) amending Chapter 12R of the San Francisco Administrative Code (Minimum Wage Ordinance) to impose an annual fee upon employers to defray the City's costs of implementing and enforcing the Minimum Wage Ordinance, (2) expanding the powers and duties of the Office of Labor Standard Enforcement to implement and enforce the Minimum Wage Ordinance, and (3) making findings pursuant to the California Environmental Quality Act, Public Resources Code Section 21080(b)(8)(A), that the regulatory fees imposed by this ordinance are not a "project" and that such fees are imposed for the purpose of meeting operating expenses of the Office of Labor Standards Enforcement or successor department of the City and County of San Francisco, including employee wage rates, fringe benefits and other direct and indirect overhead charges, attributable to the implementation and enforcement of the Minimum Wage Ordinance.

(Fiscal impact.) (Supervisor Elsbernd dissented in committee.)

Supervisor Maxwell, seconded by Supervisor Dufty, moved that this Ordinance be **AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.** The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Ammiano

Ordinance expanding the powers and duties of the Office of Labor Standard Enforcement to implement and enforce the Minimum Wage Ordinance.

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

NEW BUSINESS

Recommendations of the Budget and Finance Committee

060728 [Public Employment, Fiscal Year 2006-2007] Mayor

Consolidated Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the Fiscal Year ending June 30, 2007, continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefor.

Fiscal Impact. (Charter Section 9.100 provides the Board shall not adopt the Budget eariler than July 15, 2006 nor later than August 1, 2006.)

Continued to July 18, 2006

Supervisor Daly, seconded by Supervisor Dufty, moved that this Ordinance be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060729 [Government Funding, Fiscal Year 2006-2007] Mayor

Consolidated Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for the City and County of San Francisco for fiscal year ending June 30, 2007.

Fiscal Impact. (Charter Section 9.100 provides the Board shall not adopt the Budget eariler than July 15, 2006 nor later than August 1, 2006.)

Continued to July 18, 2006

Supervisor Daly, seconded by Supervisor Dufty, moved that this Ordinance be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060738 [Treasure Island Development Authority Budget] Mayor

Resolution approving the Budget of the Treasure Island Development Authority for fiscal year 2006-2007.

Fiscal Impact.

Continued to July 18, 2006

Supervisor Daly, seconded by Supervisor Dufty, moved that this Resolution be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060739 [Redevelopment Agency Budget and Bonds] Mayor

Resolution approving the Budget of the Redevelopment Agency of the City and County of San Francisco for fiscal year 2006-2007; approving the Issuance by the Agency of Bonds in an aggregate principal amount not to exceed $146,850,000 for the purpose of financing a portion of Redevelopment activities as described in such approved Budget for fiscal year 2006-2007.

Fiscal Impact.

Continued to July 18, 2006

Supervisor Daly, seconded by Supervisor Dufty, moved that this Resolution be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060767 [Increasing from $35.00 to $50.00 the maximum fee that the Treasurer is authorized to charge for personal checks that are returned without payment] Mayor

Ordinance amending Chapter 10, Article I of the San Francisco Administrative Code by amending Section 10.13-1 to increase from $35.00 to $50.00 the maximum amount that the Treasurer is authorized to charge if a personal check offered in payment for any license, permit, fee, fine or obligation owing to the City and County of San Francisco, is returned without payment.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060769 [Increasing Arts Commission Civic Design Review Fees] Mayor

Ordinance amending the San Francisco Administrative Code by amending section 3.19A to increase administrative fees for Arts Commission civic design review and making environmental findings.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060697 [Fee Adjustments for Planning Department Services] Supervisor Peskin

Ordinance amending the San Francisco Administrative Code by amending Sections 31.22 and 31.23 to adjust fees for Planning Department services; and making environmental findings.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060699 [Fee Adjustments for Planning Department Services] **Supervisor Peskin**

Ordinance amending the San Francisco Planning Code by amending Article 3.5 to adjust fees for Planning Department services; and making environmental findings.

Amended on page 9, line 11, by replacing "$400.00" with "$300.00"; and further amended on page 13, line 21, by replacing "$70.00" with "$72.00".

Supervisor McGoldrick, seconded by Supervisor Ma, moved that this Ordinance be AMENDED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060771 [Recreation and Park Department - Fees at Harding Park and Fleming Golf Courses] **Mayor**

Ordinance making environmental findings and amending the San Francisco Park Code, Article 12, Section 12.12, to increase the fees at Harding Park and Fleming Golf Courses.

(Supervisor Daly dissented in Commitee.)

PASSED ON FIRST READING by the following vote:

Ayes: 7 - Alioto-Pier, Dufty, Elsbernd, Maxwell, McGoldrick, Peskin, Sandoval
Noes: 4 - Ammiano, Daly, Ma, Mirkarimi

060772 [Recreation and Park Department - Kezar Parking Fees Increase] **Mayor**

Ordinance making environmental findings and amending the San Francisco Park Code, Article 12, Section 12.08, to increase the fees for parking at the Kezar Parking Lot.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060773 [Recreation and Park Department - Professional Tennis Lesson Fees] **Mayor**

Ordinance making environmental findings and amending the San Francisco Park Code, Article 12, by adding Section 12.41, to charge fees for professional tennis lessons.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060775 [Recreation and Park Department - Coit Tower Fee Increase] **Mayor**

Ordinance making environmental findings and amending the San Francisco Park Code, Article 12, Section 12.06, to increase the fees for admission to Coit Tower.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060776 [Recreation and Park Department - Camp Mather Senior Camp Fees, Cancellation and Other Administrative Fees] **Mayor**

Ordinance making environmental findings and amending the San Francisco Park Code, Article 12, Section 12.01, to add Camp Mather Senior Camp fees, and cancellation and other administrative fees; and amending Park Code Section 12.03 to add an administrative fee for changes made to the number of meals ordered after the reservation is final.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060777 [Recreation and Park Department - Japanese Tea Garden Fee Increase] **Mayor**

Ordinance making environmental findings and amending the San Francisco Park Code, Article 12, Section 12.05, to increase admission fees, reduce free hours, and allow discounts and promotions at the Japanese Tea Garden.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060778 [Public Works Code - Tree removal permit fee] **Mayor**

Ordinance amending Public Works Code Sections 802 and 806 to establish a minimum in-lieu fee when tree planting requirements are waived or for the removal or destruction trees subject to Article 16 (the Urban Forestry Ordinance); to establish fees for removal of such trees based on the number of trees proposed for removal; and to provide for an annual adjustment of said fees; and making environmental findings.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060779 [Annual License Fees] **Mayor**

Ordinance (1) amending the San Francisco Police Code by amending Section 2.26 to increase the annual license fees for Place of Entertainment Permits and Extended Hours Premises Permits, and (2) making findings pursuant to the California Environmental Quality Act, Public Resources Code Section 21080(b)(8)(A), that the adjustments to the annual license fees are not "projects" and that such annual license fees are imposed for the purpose of meeting operating expenses of the Entertainment Commission, including employee wage rates, fringe benefits and other direct and indirect overhead charges attributable to such annual licenses.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060780 [Amending Subsections of Section 106 of the San Francisco Fire Code to increase fees for services and permits] **Mayor**

Ordinance making environmental findings and amending Sections 106.8, 106.8.2, 106.12, Table 106-A and Table 106-C of the San Francisco Fire Code to increase fees for Fire Department services and permits, to become operative on its effective date or on July 1, 2006, Whichever is later.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060781 [Authorizing the Treasurer and Tax Collector to charge a fee of $25 for issuing a duplicate Business Registration Certificate] **Mayor**

Ordinance amending Article 12 of the San Francisco Business and Tax Regulations Code by adding Section 856.1 to authorize the Tax Collector to charge a fee of $25 for issuing a duplicate business registration certificate requiring a notation in the record of the loss or destruction of the original certificate and making a finding that the actions contemplated in this Ordinance are in compliance with the California Environmental Quality Act.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060782 [Patient Rates]

Ordinance amending Section 128 of the San Francisco Health Code to set patient rates and other services provided by the Department of Public Health, effective July 1, 2006.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060894 [Proposition J Contract/Certification of Contracted-Out Services For Youth Services Program] Mayor

Resolution concurring with the Controller's certification that services previously approved under Proposition J can be performed by private contractor for a lower cost than similar work performed by City and County employees, for the following services: youth programs (Juvenile Probation).

(Fiscal impact.)

Enacted Number: 412-06

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060988 [Redevelopment Agency Loan Agreement]

Resolution approving the execution of the Bayview Hunters Point Redevelopment Project Area and Survey Area Loan Agreement in a principal amount not to exceed $921,000 for implementation and planning activities and the Visitacion Valley Redevelopment Survey and Area Loan Agreement in a principal amount of $531,000 for planning activities.
Version.

Enacted Number: 421-06

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060793 [Aging and Adult Services Community Living Fund] Supervisors Alioto-Pier, Maxwell, Ammiano, Dufty, Ma

Ordinance amending the San Francisco Administrative Code by adding Section 10.100-12, to create an Aging and Adult Services Community Living Fund to fund aging in place and community placement alternatives, including programs and services provided in an individual's home, programs and services provided in assisted living facilities, supportive housing and congregate housing; and provide care and support for individuals who may otherwise require care within an institution.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060784 [Reimbursement resolution for proposed capital projects] **Mayor**

Resolution declaring the intent of the City and County of San Francisco to reimburse certain expenditures relating to the San Francisco General Hospital replacement project, the Hall of Justice replacement project, the Mission Bay Fire and Police Facilities project, the Auxiliary Water Supply System reconstruction and renovation project and the Forensic Crime Laboratory replacement project from the proceeds of future indebtedness; and making related findings.

Enacted Number: 413-06

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060949 [Approval of FY06-07 Expenditure Plan for the Human Services Care Fund] **Supervisor Daly**

Resolution approving the FY06-07 Expenditure Plan for the Human Services Care Fund.

(Fiscal impact.)

Enacted Number: 414-06

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

From the Budget and Finance Committee Without Recommendation

060768 [Creation of Budget Savings Incentive Fund] **Mayor**

Ordinance amending the San Francisco Administrative Code by repealing Section 3.17 and by adding Section 10.20, to create a Budget Savings Incentive Fund to implement cost-saving strategies and to allow for the reinvestment of those savings in one-time expenditures.

Fiscal Impact.

Continued to July 18, 2006

Supervisor McGoldrick, seconded by Supervisor Mirkarimi, moved that this Ordinance be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Recommendation of the Government Audit and Oversight Committee

060801 [Multifamily Housing Revenue Bonds - Hotel Essex] **Supervisor Daly**

Resolution declaring the intent of the City and County of San Francisco (the "City" to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing (the "Director") to submit an application and related documents to the California Debt Limit Allocation Committee ("CDLAC") permit the issuance of qualified multifamily housing revenue bonds in an aggregate principal amount not to exceed $13,000,000 for the Hotel Essex project; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed $65,000 in accordance with the CDLAC procedures; authorizing the Director to certify CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the qualified multifamily housing revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of qualified multifamily housing revenue bonds by the City in an aggregate principal amount not to exceed $13,000,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project (as defined herein) and the Application (as defined herein).

Enacted Number: 409-06

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Recommendations of the Land Use and Economic Development Committee

060698 [Downtown Plan Monitoring] **Supervisor Peskin**

Ordinance amending the San Francisco Administrative Code by amending Chapter 10E to delete some of the data currently required in the Planning Department's annual Downtown Plan Monitoring report that details the effects of downtown growth, to change the date for submittal of the annual report to the Board of Supervisors, and to include additional data in the required five-year report.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060849 [General Advertising Signs - Fees] **Supervisor Peskin**

Ordinance amending the Planning Code to add Section 358 to establish fees for Planning Department processing and review of General Advertising Sign Inventories, annual Inventory maintenance, Relocation Agreements, and in-lieu applications and to provide for annual adjustment of said fees; amending Section 604 to cross reference these fees; and adopting findings including environmental findings and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060483 [Zoning - Western SoMa Planning Area Special Use District] **Supervisor Daly**

Ordinance amending the San Francisco Planning Code by adding Section 823 and amending Sheets 1SU, 7SU, and 8SU of the Zoning Map of the City and County of San Francisco to establish the Western SoMa Planning Area Special Use District in the area generally bounded by Mission Street to the north, Townsend Street to the south, Division Street to the west and 4th Street to the east, and consisting of the blocks and lots specifically set forth; and adopting findings including environmental findings and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1(b).

(Economic Impact)

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060482 [Formula Retail Use; Public Notice - Western SoMa Planning Area SUD] **Supervisor Daly**

Ordinance amending the San Francisco Planning Code by adding Section 803.6 to designate formula retail as a conditional use in the Western SoMa Planning Area Special Use District and by adding Section 803.7 to require public noticing requirements for building permit applications in that Special Use District; adopting findings including environmental findings and findings of consistency with the General Plan and with the Priority Policies of Planning Code Section 101.1.

(Economic Impact)

PASSED ON FIRST READING by the following vote:

Ayes: 9 - Ammiano, Daly, Dufty, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 2 - Alioto-Pier, Elsbernd

Recommendation of the Rules Committee

060380 [Requiring Board of Supervisors to adopt parental leave policies for members of boards and commissions, including authorization to teleconference when physically unable to attend due to **Supervisors Alioto-Pier, Dufty**

Charter Amendment (Third Draft) to amend Sections 2.104 and 4.104 to require the Board of Supervisors to adopt parental leave policies for its members and for members of other boards and commissions, including, but not limited to, authorization to participate in meetings by teleconferencing when the member is physically unable to attend due to pregnancy or childbirth.

Continued to July 18, 2006

Supervisor Daly, seconded by Supervisor Alioto-Pier, moved that this Charter Amendment be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

From the Rules Committee Without Recommendation

060673 [Charter Amendment - Requiring the Mayor to appear personally at one regularly-scheduled meeting of the Board of Supervisors each month to engage in formal policy discussions with members of **Supervisor Daly**

Charter amendment (Third Draft) to amend Sections 2.103 and 3.100 to require the Mayor to appear personally at one regularly-scheduled meeting of the Board of Supervisors each month to engage in formal discussions with members of the Board and to authorize the Board to adopt rules and guidelines.

Continued to July 18, 2006

Supervisor Daly, seconded by Supervisor Alioto-Pier, moved that this Charter Amendment be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060696 [Charter Amendment - Setting the salary of the Mayor, City Attorney, District Attorney, Public Defender, Assessor-Recorder, Treasurer, and Sheriff] **Supervisors Peskin, Alioto-Pier, Mirkarimi, Dufty, Ammiano**

Charter amendment (Second Draft) to amend Section A8.409-1 to provide that the Civil Service Commission shall set the salary of the Mayor, City Attorney, District Attorney, Public Defender, Assessor-Recorder, Treasurer, and Sheriff every five years, with annual cost-of-living adjustments during the five-year salary cycle.

Continued to July 18, 2006

Supervisor Daly, seconded by Supervisor Alioto-Pier, moved that this Charter Amendment be **CONTINUED.** The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060707 **[Charter Amendment - City Elections In Even-Numbered Years]** **Supervisors McGoldrick, Maxwell**

Charter amendment (First Draft) to amend Section 13.101 and Article XVII to change the election cycle for the offices of Mayor, Sheriff, District Attorney, City Attorney and Treasurer so that these offices will be elected in even-numbered years; and to amend the definition of general municipal election so that such elections occur only in even-numbered years.

Continued to July 18, 2006

Supervisor Daly, seconded by Supervisor Alioto-Pier, moved that this Charter Amendment be **CONTINUED.** The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Supervisor Sandoval was noted absent at 3:15 p.m.

SPECIAL ORDER 3:00 P.M.

060730 **[Public Hearing - Report of Assessment costs for sidewalk and curb repairs]**

Hearing of persons interested in or objecting to report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs ordered to be performed by said Director pursuant to Sections 707 and 707.1 of the Public Works Code, the costs thereof having been paid for out of a revolving fund. (Clerk of the Board)

The President inquired as to whether or not any member of the public wished to address the Board.

Harry Gulbengay, Department of Public Works representative informed the Board that property owners at 1157 Stanyan Street and 1348 South Van Ness Avenue had submitted payment and should be removed from the DPW

Work Order. Supervisor Maxwell, seconded by Supervisor Elsbernd, moved to amend the DPW Work Order to delete the addresses 1157 Stanyan Street and 1348 South Van Ness Avenue.

There were no members of the public to speak.

The President declared the public hearing closed.

HEARD AT PUBLIC HEARING.

060725 [Report of assessment costs for sidewalk and curb repairs]

Resolution approving report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs ordered to be performed by said Director pursuant to Sections 707 and 707.1 of the Public Works Code, the costs thereof having been paid for out of a revolving fund. (Public Works Department)

(DPW Order No. 176,050. Locations: 1125 Alabama Street; 1522 Church Street; 370 Lexington Street; 1201 Mission Street; 371 Noe Street; 1157 Stanyan Street; 1348 South Van Ness Avenue.)

1157 Stanyan Street and 1348 South Van Ness Avenue were deleted from the DPW Work Order.

Enacted Number: 410-06

Supervisor Maxwell, seconded by Supervisor Elsbernd, moved that this Resolution be **ADOPTED.** The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin
Absent: 1 - Sandoval

SPECIAL ORDER 3:30 P.M - Recognition of Commendations

COMMITTEE REPORTS

060835 [Appointment, Board of Appeals - Robert Haaland] Supervisor Peskin

Motion approving the Board of Supervisors President Peskin's appointment of Robert Haaland to the Board of Appeals for the term ending July 1, 2010.

(Section 4.106 of the City Charter provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days of the date the nomination is transmitted to the Clerk then the nominee shall be deemed approved; companion measure to File 060836.)

Transmittal date - June 8, 2006.

Enacted Number: M06-76

APPROVED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

ROLL CALL FOR INTRODUCTIONS

Supervisor Sandoval was noted present at 3:35 p.m.

PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes. Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

Abdullah Megaheed; expressed issues with the World Cup

Dr. Ahimas; expressed concern with issues to facilities at Bay View Hunter's Point for the Olympic games and toxic concerns at Bay View Hunter's Point

Richard MCree; expressed concern Sigmond Stern Grove design and recognition of his patent

Francisco di Costa; expressed concern with SF Police Department shooting incidents

Miles; expressed concern with issues relating to an organization who threaten individuals

Eugene Gordon, Jr.; expressed concern with issues relating to the violations of human rights

Male speaker; expressed concern with the closures of the Golden Gate Park horse stables and local politicians

Male Speaker; expressed concern with issues relating to organ transplant in China

Male speaker; expressed concern with issues relating to organ transplant in China

Female speaker; expressed concern with issues relating to organ transplant in China

John da Donna; expressed concern with issues relating to theory of God

James Chaffee; expressed concern with issues relating to statements made at the Budget & Finance committee and SF Public Library and the Friends of the Library

Peter Warfield; showed appreciation for the funding for SF Public Library Sunday Branch openings

Rodney; expressed concern with issues relating to smoking and Halloween concerns

APPROVAL OF REQUESTS TO THE LEGISLATIVE ANALYST

These items may be introduced by any Supervisor seeking analysis from the Office of the Legislative Analyst on introduced legislation and for the purpose of providing assistance to Board of Supervisors' task forces and advisory committees. Requests to the Legislative Analyst shall require the affirmative vote of a majority of the members of the Board.

060950 [Legislative Analyst Request - Housing Waiting Lists] Supervisor Ma

Motion requesting the Legislative Analyst to review existing housing waiting lists and recommend legislative solutions to create one list of housing availability for rental and ownership opportunities. Please advise on: (1) additional programs and services that could be marketed to this group including eviction prevention, down payment assistance and mortgage pre-qualification; and (2) the appropriateness of prioritizing San Franciscans who have been displaced by evictions. Please also provide assistance in developing and drafting legislation.

APPROVED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

CLOSED SESSION

CONFERENCE WITH CITY ATTORNEY - Anticipated Litigation as Defendant

060964 [Closed Session - Potential Litigation - Telephone Users Tax]

Motion that the Board of Supervisors convene in closed session with the City Attorney for the purpose of conferring with, or receiving advice from, the City Attorney regarding a recent ruling by the Internal Revenue Service (Notice 2006-50) that may result in litigation involving the City related to the Telephone Users Tax in San Francisco - Business and Tax Regulations Code Section 701, et seq. Government Code Section 54956.9(a) and San Francisco Administrative Code Section 67.10(d)(2) permit this closed session because discussion in open session concerning this matter would likely and unavoidably prejudice the position of the City in the potential litigation. (City Attorney)

Continued to July 25, 2006

Supervisor Elsbernd, seconded by Supervisor Mirkarimi, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

CLOSED SESSION

The Board recessed at the hour of 3:58 p.m. to convene in closed session pursuant to the above motion.

Reconvening of the Board The Board at the hour of 4:59 p.m. reconvened. Calling the Roll The following Supervisors were noted present: Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval - 10

Persons in attendance: Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Cheryl Adams, Deputy City Attorney

Julie Van Nostern, Deputy City Attorney

Tom Long, Deputy City Attorney

Todd Rystrom, Controller' s Office

Gloria L. Young, Clerk of the Board

Kay Gulbengay, Deputy Clerk

[Elect Not to Disclose] Motion that the Board finds that it is in the best interest of the public that the Board elect at this time not to disclose its closed session deliberations concerning the anticipated litigation listed above.

Supervisor Elsbernd, seconded by Supervisor Mirkarimi, moved not to disclose it's Closed Session deliberations. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

060953 [Commending the inaugural celebration of FeelGood World's San Francisco Summit to end world hunger] **Supervisor Dufty**

Resolution commending the inaugural celebration of FeelGood World's San Francisco Summit to end world hunger.

Enacted Number: 415-06

ADOPTED

060956 [Extending the term of service for the Power Plant Task Force; Amending Membership] **Supervisor Maxwell**

Resolution to extend the expiration date of the Power Plant Task Force from November 1, 2006 to June 1, 2007 and amending the membership from Nine to Seven Members.

Enacted Number: 416-06

ADOPTED

060957 [Ensure minimum quality standards for most petroleum and automotive products sold in California and ensure weighing devices function properly and accurately] **Supervisor McGoldrick**

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to accept and expend a new grant in the amount of $7,350 from the California Department of Food and Agriculture (CDFA) combining two programs, the Petroleum Products Compliance program and the Weighmaster Enforcement Program; for the period of July 1, 2006 through June 30, 2007.

Enacted Number: 417-06

ADOPTED

060958 [Encouraging Nanosolar, Inc. to locate its solar manufacturing facility in San Francisco] **Supervisors McGoldrick, Ammiano, Dufty, Alioto-Pier, Maxwell**

Resolution encouraging Nanosolar, Inc. to locate its solar manufacturing facility in San Francisco.

Enacted Number: 411-06

ADOPTED

060959 [Honoring Nancy Kwan and James Shigeta's return to San Francisco] **Supervisor Mirkarimi**

Resolution honoring Flower Drum Song legends Nancy Kwan and James Shigeta's return to San Francisco.

Enacted Number: 418-06

ADOPTED

060960 [Need for Statewide Chemicals Policy] **Supervisor Mirkarimi**

Resolution urging San Francisco's State delegation to support statewide efforts to act on the recommendations of the report from the University of California: "Green Chemistry in California: A Framework for Leadership in Chemicals Policy and Innovation" and to develop regulations and policies that promote the production and use of less toxic chemicals.

Enacted Number: 419-06

ADOPTED

060961 [Koshland Park--Gift-in-Place] **Supervisor Mirkarimi**

Resolution accepting a gift in place valued at approximately $200,000 from the Friends of Recreation and Parks, a non-profit organization, to the Recreation and Park Department for Koshland Park.

Enacted Number: 420-06

ADOPTED

060915 [Final Map - 1810 Polk Street]

Motion approving Final Map 3630, a 13 Unit Mixed-Use Condominium

Project, located at 1810 Polk Street being a subdivision of Lot 16 in Assessors Block No. 597, and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 176,101; District 3.)

Enacted Number: M06-65

APPROVED

060916 [Final Map - 1638 Larkin Street]

Motion approving Final Map 3499, a 8 Unit Residential Condominium Project, located at 1638 Larkin Street being a subdivision of Lot 17 in Assessors Block No. 217, and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 176,106; District 3.)

Enacted Number: M06-66

APPROVED

060917 [Final Map - 731 47th Avenue]

Motion approving Map 1746, a 6 Unit Residential Condominium Project, located at 731 47th Avenue being a subdivision of Lot 5 in Assessors Block No. 1597, and adopting findings pursuant to the General Plan and City Planning Code Section 101.1 . (Public Works Department)

(DPW Order No. 176,090; District 1.)

Enacted Number: M06-67

APPROVED

060918 [Final Map - 3184 Mission Street]

Motion approving Final Map 3612, a 21 Unit Mixed-Use Condominium Project, located at 3184 Mission Street being a subdivision of Lot 46 in Assessors Block No. 6574, and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 176,134; District 9.)

Enacted Number: M06-68

APPROVED

060919 [Final Map - 1919 Octavia Street]

Motion approving Final Map 1937, a 6 Unit Residential Condominium Project, located at 1919 Octavia Street being a subdivision of Lot 3 in Assessors Block No. 639, and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 176,052; District 2.)

Enacted Number: M06-69

APPROVED

060920 [Final Map - 2815 Diamond Street]

Motion approving Final Map 3271, a 15 Unit Condominium Project, located at 2815 Diamond Street being a merger and re-subdivision of Lots 25A, 26, 27, 28 ,29 and 63 in Assessors Block No. 6745, and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 176,133; District 8.)

Enacted Number: M06-64

APPROVED

060921 [Final Map - 1468 25th Street]

Motion approving Final Map 2526, a 25 Unit Live-Work Condominium Project, located at 1468 25th Street, being a subdivision of Lot 62 in Assessor Block No. 4224, and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 176,131; District 10.)

Enacted Number: M06-70

APPROVED

060922 [Final Map - 3130 - 3134 Noriega Street]

Motion approving Final Map 3259, a 9 Unit Residential Condominium Project, located at 3130 - 3134 Noriega Street being a subdivision of Lot 7 in Assessors Block No. 2011, and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 176,111; District 4.)

Enacted Number: M06-71

APPROVED

060923 [Final Map - 25 Sierra Street]

Motion approving Final Map 3302, a 71 Unit Mixed-Use Condominium Project, located at 25 Sierra Street being a subdivision of Lot 60 in Assessors Block No. 4101, and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 176,097; District 10.)

Enacted Number: M06-72

APPROVED

060937 [Final Map - 188 King Street]

Motion approving Final Map 1914, a 45 Unit Mixed - Use Condominium Project, located at 188 King Street being a subdivision of Lot 4A in Assessors Block No. 3794 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1 (Public Works Department)

(DPW Order No. 176,173; District 6.)

Enacted Number: M06-73

APPROVED

060938 [Final Map - 83-91 McAllister Street]

Motion approving Final Map 3268, a 62 Unit Mixed - Use Condominium Project, located at 83 - 91 McAllister Street being a subdivision of Lot 32 in Assessors Block No. 351 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1 (Public Works Department)

(DPW Order No. 175,098; District 6.)

Enacted Number: M06-74

APPROVED

060962 [Final Map - 2572 3rd Street]

Motion approving Final Map 1569, a 11 Unit Residential Condominium Project, located at 2572 3rd Street being a subdivision of Lots 38, 39, and 54 in Assessors Block No. 4172 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1 (Public Works Department)

(DPW No. 176,104; District 10.)

Enacted Number: M06-75

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Severed from the Without Reference to Committee Agenda

Supervisor Sandoval requested that this matter be severed so that it might be considered separately.

060954 [Urging the City and County of San Francisco to protect our culture from the cultural attacks being waged upon it by non-citizen and non-English speaking residents] **Supervisor Sandoval**

Resolution urging the City and County of San Francisco to protect our culture from the cultural attacks being waged upon it by non-citizen and non-English speaking residents.

REFERRED to the City Operations and Neighborhood Services Committee.

Supervisor Alioto-Pier requested that this matter be severed so that it might be considered separately.

060955 [Urging UCLA to adjust its admission policies to ensure that all minorities, and African-Americans in particular, are appropriately represented in incoming undergraduate classes] **Supervisor Sandoval**

Resolution urging UCLA to adjust its admission policies to ensure that all minorities, and African-Americans in particular, are appropriately represented in incoming undergraduate classes.

REFERRED to the City Operations and Neighborhood Services Committee.

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

061008 [Mailing of Voter Information Pamphlets] **Supervisors Elsbernd, Ammiano, Dufty, Ma, McGoldrick**

Ordinance amending Section 500 of the Municipal Elections Code to require the Department of Elections to mail a voter information pamphlet to each registered San Francisco voter at least 29 days before an election.

7/11/06, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 8/10/2006.

Resolutions

060954 [Urging the City and County of San Francisco to protect our culture from the cultural attacks being waged upon it by non-citizen and non-English speaking residents] **Supervisor Sandoval**

Resolution urging the City and County of San Francisco to protect our culture from the cultural attacks being waged upon it by non-citizen and non-English speaking residents.

6/27/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

7/11/06, REFERRED to City Operations and Neighborhood Services Committee.

060955 [Urging UCLA to adjust its admission policies to ensure that all minorities, and African-Americans in particular, are appropriately represented in incoming undergraduate classes] **Supervisor Sandoval**

Resolution urging UCLA to adjust its admission policies to ensure that all minorities, and African-Americans in particular, are appropriately represented in incoming undergraduate classes.

6/27/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

7/11/06, REFERRED to City Operations and Neighborhood Services Committee.

061007 [Landmark Designation nomination for seven trees at 3184 Market Street] **Supervisor Dufty**

Resolution of intent initiating the nomination of the two Flowering Eucalyptus trees, three Monterey Cypress trees, and two Deodar Cedar trees located at 3184 Market Street (aka 341 Corbett Street) for landmark tree status pursuant to Public Works Code Section 810(b), acknowledging the temporary designation of such tree pursuant to Public Works Code Section 810(d), and authorizing other official acts in furtherance of this Resolution.

7/11/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

061009 [Multifamily Housing Revenue Bonds - Alabama Street Senior Apartments] **Supervisor Daly**

Resolution authorizing the issuance and delivery of multifamily housing revenue bonds (as defined herein) in an aggregate principal amount not to exceed $5,000,000 for the purpose of providing financing for a multifamily rental housing project to be known as Alabama Street Senior Apartments; approving the form of and authorizing the execution of an indenture providing the terms and conditions of the bonds; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the form of and authorizing the execution of a loan agreement; ratifying and approving any action heretofore taken in connection with the bonds and the project; granting general authority to city officials to take actions necessary to implement this resolution; and related matters.

7/11/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

061010 [Multifamily Housing Revenue Bonds - Alabama Street Family Apartments] **Supervisor Daly**

Resolution authorizing the issuance and delivery of multifamily housing revenue bonds (as defined herein) in an aggregate principal amount not to exceed $25,828,221 for the purpose of providing financing for a multifamily rental housing project to be known as Alabama Street Family Apartments; approving the form of and authorizing the execution of an indenture providing the terms and conditions of the bonds; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the form of and authorizing the execution of a loan agreement; ratifying and approving any action heretofore taken in connection with the bonds and the project; granting general authority to city officials to take actions necessary to implement this resolution; and related matters.

7/11/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

061011 [Assessment Ballots for City Parcels - Fillmore Jazz Community Benefit Districts]

Resolution authorizing the Mayor to cast assessment ballots in the affirmative on behalf of the City and County of San Francisco as the owner of parcels of real property that would be subject to assessment in the proposed property and business improvement district to be named the Fillmore Jazz District Community Benefit District.

7/11/06, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee. Sponsor requests this mattter be heard at July 24, 2006 meeting.

061012 [Accept-Expend Blue Shield of California Foundation Grant] **Supervisor Ma**

Resolution authorizing the Department on the Status of Women (DOSW) to accept and expend a grant in the amount of $200,000 from the Blue Shield of California Foundation for the design and implementation of a Domestic Violence Training Institute.

7/11/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

061013 [Supporting the Rights of Field Research **Supervisor Daly**

Corporation Workers to Form a Union]

Resolution supporting the rights of employees of Field Research Corporation in their attempt to form a union and urging Field Research Corporation to desist from its unethical and borderline illegal anti-union behavior.

7/11/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

061014 [Resolution opposing Congressional attempts to eliminate Federal Security and Justice funding for sanctuary cities.] Supervisors Sandoval, Ammiano, Daly, Mirkarimi, Peskin, McGoldrick

Resolution opposing Congressional attempts to eliminate Federal Security and Justice funding for sanctuary cities.

7/11/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

061015 [Contract between the Department of Public Health and the San Francisco Community Health Authority to provide universal health insurance services for San Francisco children and young adults Supervisor Ammiano

Resolution authorizing the Director of Public Health and the Director of the Office of Contract Administration/Purchaser to contract between the City and County of San Francisco and the San Francisco Community Health Authority to provide universal health insurance for San Francisco children and young adults aged 0 through 24 and young parents aged 19 through 24 for the period of July 1, 2006 through June 30, 2007.

7/11/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

061016 [Divesting from Sherwin-Williams] Supervisors Mirkarimi, Sandoval, Daly, Maxwell

Urging San Francisco to divest from Sherwin-Williams Company because of their history of manufacturing and selling lead paint, which they knew to be poisonous.

7/11/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

061017 [Urging Mexico's Federal Electoral Tribunal to Order a Ballot by Ballot Recount] Supervisor Daly

Resolution urging the Mexican Federal Electoral Tribunal to order a ballot by ballot recount of votes in the presidential race.

7/11/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

061018 [Rebuilding San Francisco] Supervisor McGoldrick

Resolution commending the Rebuilding San Francisco Committee for their important work in bringing art and labor history to the people of San Francisco.

7/11/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

061019 [Urging the Recreation and Park Department to issue a request for proposals to renovate the Boathouse at Lake Merced] **Supervisors Elsbernd, Ammiano, Maxwell**

Urging the Recreation and Park Department to issue a request for proposals to renovate the Boathouse at Lake Merced.

7/11/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

061020 [Declaration of the June 6, 2006 Election Results] **Supervisor Peskin**

Resolution declaring the results of the June 6, 2006 Consolidated Primary Election.

7/11/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

061021 [Tom Sweeney Plaque] **Supervisors Peskin, Dufty**

Resolution honoring the contributions of Tom Sweeney in celebration of his 30th anniversary of service and authorizing a plaque on the sidewalk in front of the landmark Sir Francis Drake Hotel.

7/11/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

061001 [Impact of lack of paid sick days on SF workers, families and business] **Supervisor Daly**

Hearing on Impact of Lack of Paid Sick Days on the City of San Francisco and its workers, families and business.

7/11/06, RECEIVED AND ASSIGNED to Budget and Finance Committee. Sponsor requests that the matter be heard at the July 26, 2006 meeting.

061002 [Complete Streets Ordinance] **Supervisor Mirkarimi**

Hearing on the Complete Streets Ordinance. This hearing will provide an overview of departmental strategies to implement the City's Complete Streets, focusing on initiatives to foster interdepartmental coordination on street design and management.

7/11/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

061003 [Hearing - Supporting Senate Bill 840 (Kuehl), The California Health Insurance Reliability Act of 2005] **Supervisor Ma**

Hearing to consider legislation contained in File 060805, supporting Senate Bill 840 (Kuehl), The California Health Insurance Reliability Act of 2005.

7/11/06, ASSIGNED to Board of Supervisors. Called from Committee pursuant to Rule 5.31 for July 18, 2006 Board meeting.

061004 [Postretirement Medical Benefits] Supervisor Elsbernd

Hearing on the report on postretirement medical benefits under GASB 45 prepared by Towers Perrin.

7/11/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

061005 [Investigation report of shootings and homicides in San Francisco 2006] Supervisor Maxwell

Hearing before the meeting of Select Committee on Ending Gun and Gang Violence on the following topics: 1) Process of crime investigation involving shootings and homicides; 2) Status of shooting and homicide investigations.

7/11/06, RECEIVED AND ASSIGNED to Select Committee on Ending Gun and Gang Violence. Sponsor requests this matter be heard at the July 17, 2006 meeting.

PROPOSED ORDINANCES

060845 [Extending existing restrictions on parking commercial vehicles in specified use districts to include vehicles with a gross combination weight rating in excess of 10,000 lbs.]

Ordinance amending the San Francisco Traffic Code by amending Sections 63 and 63(A) to extend the restrictions on parking certain commercial vehicles in specified use districts to include vehicles with a gross combination weight rating in excess of 10,000 lbs. (Parking and Traffic Department)

6/23/06, ASSIGNED to City Operations and Neighborhood Services Committee.

060926 [Landmark Designation of the Doggie Diner sign, located in the median strip of Sloat Boulevard and 45th Avenue] Supervisor Elsbernd

Ordinance Designating the Doggie Diner sign, located in the median strip of Sloat Boulevard and 45th Avenue, as a Landmark under Planning Code Article 10; and adopting General Plan, Planning Code Section 101.1(b) and environmental findings. (Planning Department)

6/23/06, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee. SUPPORTING DOCUMENTS: Planning Commission Resolution 17253; Landmarks Advisory Board Resolution 601 and Report.

PROPOSED RESOLUTIONS

060844 [Gift of Vacant Real Property - Kite Hill]

Resolution accepting a gift of vacant real property adjacent to Kite Hill at 19th and Yukon Streets (Lot 023, Block 2701A) and placing such real property under the jurisdiction of the Recreation and Park Department; adopting findings pursuant to the California Environmental Quality Act; adopting findings that acceptance of this gift of real property is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing the Director of Property to accept the Grant Deed and take certain actions in furtherance of this resolution.

6/21/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

060933 **[Muni 30-foot Hybrid-Electric Bus Procurement]**

Resolution approving the award of Contract No. 350-30 (Procurement of 30 30 Foot Low Floor Diesel Hybrid-Electric Coaches) between the City and County of San Francisco and Orion Bus Industries Inc., in an amount not to exceed $17,132,780.

6/23/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

060934 **[Parking Regulations]**

Resolution enacting and rescinding parking regulations at various locations.

RESIDENTIAL PERMIT PARKING AREA "G" (2-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
Geary Boulevard, north side, between Baker and Lyon Streets (2400 block).

TWO-HOUR PARKING TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH SATURDAY - ESTABLISH
DeHaro Street, both sides, between 15th and 17th Streets.

TOW-AWAY, NO STOPPING, 3 PM TO 6 PM, MONDAY THROUGH FRIDAY - RESCIND
TOW-AWAY, NO STOPPING, 4 PM TO 6 PM, MONDAY THROUGH FRIDAY - ESTABLISH
Sutter Street, north side, between Sansome and Montgomery Streets; and, Sutter Street, both sides, between Montgomery and Kearny Streets

TOW AWAY, NO STOPPING, 7 AM TO 9 AM AND 4 PM TO 7 PM, MONDAY THROUGH FRIDAY - RESCIND
3rd Street, east side, between King and Brannan Streets.

TOW AWAY, NO STOPPING, 3:00 PM - 6:30 PM, MONDAY THROUGH FRIDAY - RESCIND
TOW AWAY, NO STOPPING 3 PM - 6 PM, MONDAY THROUGH FRIDAY - ESTABLISH
Davis Street, west side, between Sacramento and California Streets.

TOW-AWAY, NO STOPPING, 4 PM TO 6 PM, MONDAY THROUGH FRIDAY - RESCIND
South Van Ness Avenue, west side, from 13th Street to 19th Street

NO PARKING ANYTIME - ESTABLISH
Marin Street, north side, between 3rd and Illinois Streets. (Parking and Traffic Department)

(6/20/06: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPW Order No. 3202.)

6/23/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

060935 [STOP Intersections]

Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH
France Avenue at Madrid Street, making this intersection an All-Way STOP; and,
Paris Street at France Street, making this intersection an All-Way STOP.
(Parking and Traffic Department)

(6/20/06: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPW Order No. 3202.)

6/23/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

060936 [Traffic Regulations]

Resolution enacting and rescinding traffic regulations on various streets.

NO LEFT TURN, 4 PM TO 6 PM, EXCEPT SUNDAY - RESCIND
South Van Ness Avenue, northbound and southbound, at 16th Street

NO LEFT TURN, 7 AM TO 9 AM, 4 PM TO 6 PM, EXCEPT SUNDAY - RESCIND
South Van Ness Avenue, northbound and southbound, at 18th Street.
(Parking and Traffic Department)

(6/20/06: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPW Order No. 3202.)

6/23/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

060963 [Muni Thirty-foot Hybrid-Electric Bus Procurement]

Resolution approving the award of a sole source contract (Procurement of Thirty-foot Low Floor Hybrid-Electric Diesel Coaches) between the City and County of San Francisco and Orion Bus Industries, in an amount not to exceed $17,132,780.

6/29/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

060965 [Accept-Expend U.S. Department of Homeland Security/UC Lawrence Livermore National Laboratory Grant]

Resolution authorizing the Airport to accept and expend a grant in the amount of $10,000,000.00 from the U.S. Department of Homeland Security, administered by UC Lawrence Livermore National Laboratory for an Air Cargo Explosive Detection System Pilot Program. (Airport Commission)

7/3/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

Requests Granted

From: Supervisor Sandoval

To: Director, Department of Public Works

To: Director, General Manager Recreation and Parks Department

Requesting/Inquiring: Inquiring about the feasibility of installing a water fountain and storage shed near the Balboa Park Tennis Courts. The responses from departments should include: An estimated cost for these improvements and a timeline for the planning and construction phases.

From: Supervisor Sandoval

To: Director, Department of Parking and Traffic

Requesting/Inquiring: Inquiring about the feasibility of installing a "Yield" sign on Lakeview Avenue at Brighton Avenue to improve pedestrian safety and decrease vehicular accidents.

From: Supervisor Dufty

To: Director, Department of Parking and Traffic

Requesting/Inquiring: Requesting the Department of Parking and Traffic to consider establishing the intersection of Addison and Farnum Streets as a Three-Way stop intersection. See attached letter.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following locations: 1773-1777 Haight, 1667 Haight, 401 Haight, Phone call box on Haight and Fillmore, Phone call box on Buchanan between Linden and Hayes, Garbage cans across from 374 Lincoln, Mail boxes on the South East Corner of Buchanan and Hayes, and Mail boxes on the South West Corner of Fell and Webster.

From: Supervisor Mirkarimi

To: Director, Department of Parking and Traffic

Requesting/Inquiring: Requesting the Department of Parking and Traffic to report on the status of removing graffiti on light boxes at the following locations: South-West corner of Haight and Stanyan, South-West corner of Ellis and Webster, South West corner of Turk and Webster, South West corner of Golden Gate and

In Memoriams

Christopher Rose - Entire Board

Joe Dignan - Entire Board

Patrick Caurant - Supervisor Elsbernd

S. Myron Tatarian - Supervisor Peskin

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 5:00 p.m.

Gloria L. Young, Clerk of the Board

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on August 8, 2006.

Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

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MEETING MINUTES

Tuesday, July 18, 2006
2:00 PM
Legislative Chamber - Second Floor
Regular Meeting

Board of Supervisors

AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, FIONA MA, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL

Members Present:	*Michela Alioto-Pier, Tom Ammiano, Chris Daly, Bevan Dufty, Sean Elsbernd, Fiona Ma, Sophie Maxwell, Jake McGoldrick, Ross Mirkarimi, Aaron Peskin, Gerardo Sandoval.*
Members Excused:	*None.*
Members Absent:	*None.*

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:02 p.m. On the call of the roll all Supervisors were noted present.

There was a quorum.

AGENDA CHANGES

Supervisor Peskin requested the Clerk of the Board to call File No. 051919 out of order.

COMMUNICATIONS

CONSENT AGENDA

Recommendations of the Budget and Finance Committee

060767 [Increasing from $35.00 to $50.00 the maximum fee that the Treasurer is authorized to charge for personal checks that are returned without payment] **Mayor**

Ordinance amending Chapter 10, Article I of the San Francisco Administrative Code by amending Section 10.13-1 to increase from $35.00 to $50.00 the maximum amount that the Treasurer is authorized to charge if a personal check offered in payment for any license, permit, fee, fine or obligation owing to the City and County of San Francisco, is returned without payment.

Enacted Number: 186-06

FINALLY PASSED

060769 [Increasing Arts Commission Civic Design Review Fees] Mayor

Ordinance amending the San Francisco Administrative Code by amending section 3.19A to increase administrative fees for Arts Commission civic design review and making environmental findings.

Enacted Number: 187-06

FINALLY PASSED

060772 [Recreation and Park Department - Kezar Parking Fees Increase] Mayor

Ordinance making environmental findings and amending the San Francisco Park Code, Article 12, Section 12.08, to increase the fees for parking at the Kezar Parking Lot.

Enacted Number: 188-06

FINALLY PASSED

060773 [Recreation and Park Department - Professional Tennis Lesson Fees] Mayor

Ordinance making environmental findings and amending the San Francisco Park Code, Article 12, by adding Section 12.41, to charge fees for professional tennis lessons.

Enacted Number: 189-06

FINALLY PASSED

060775 [Recreation and Park Department - Coit Tower Fee Increase] Mayor

Ordinance making environmental findings and amending the San Francisco Park Code, Article 12, Section 12.06, to increase the fees for admission to Coit Tower.

Enacted Number: 190-06

FINALLY PASSED

060776 [Recreation and Park Department - Camp Mather Senior Camp Fees, Cancellation and Other Administrative Fees] **Mayor**

Ordinance making environmental findings and amending the San Francisco Park Code, Article 12, Section 12.01, to add Camp Mather Senior Camp fees, and cancellation and other administrative fees; and amending Park Code Section 12.03 to add an administrative fee for changes made to the number of meals ordered after the reservation is final.

Enacted Number: 191-06

FINALLY PASSED

060777 [Recreation and Park Department - Japanese Tea Garden Fee Increase] **Mayor**

Ordinance making environmental findings and amending the San Francisco Park Code, Article 12, Section 12.05, to increase admission fees, reduce free hours, and allow discounts and promotions at the Japanese Tea Garden.

Enacted Number: 192-06

FINALLY PASSED

060778 [Public Works Code - Tree removal permit fee] **Mayor**

Ordinance amending Public Works Code Sections 802 and 806 to establish a minimum in-lieu fee when tree planting requirements are waived or for the removal or destruction trees subject to Article 16 (the Urban Forestry Ordinance); to establish fees for removal of such trees based on the number of trees proposed for removal; and to provide for an annual adjustment of said fees; and making environmental findings.

Enacted Number: 193-06

FINALLY PASSED

060779 [Annual License Fees] **Mayor**

Ordinance (1) amending the San Francisco Police Code by amending Section 2.26 to increase the annual license fees for Place of Entertainment Permits and Extended Hours Premises Permits, and (2) making findings pursuant to the California Environmental Quality Act, Public Resources Code Section 21080(b)(8)(A), that the adjustments to the annual license fees are not "projects" and that such annual license fees are imposed for the purpose of meeting operating expenses of the Entertainment Commission, including employee wage rates, fringe benefits and other direct and indirect overhead charges attributable to such annual licenses.

Enacted Number: 194-06

FINALLY PASSED

060780 [Amending Subsections of Section 106 of the San Francisco Fire Code to increase fees for services and permits] Mayor

Ordinance making environmental findings and amending Sections 106.8, 106.8.2, 106.12, Table 106-A and Table 106-C of the San Francisco Fire Code to increase fees for Fire Department services and permits, to become operative on its effective date or on July 1, 2006, Whichever is later.

Enacted Number: 195-06

FINALLY PASSED

060781 [Authorizing the Treasurer and Tax Collector to charge a fee of $25 for issuing a duplicate Business Registration Certificate] Mayor

Ordinance amending Article 12 of the San Francisco Business and Tax Regulations Code by adding Section 856.1 to authorize the Tax Collector to charge a fee of $25 for issuing a duplicate business registration certificate requiring a notation in the record of the loss or destruction of the original certificate and making a finding that the actions contemplated in this Ordinance are in compliance with the California Environmental Quality Act.

Enacted Number: 196-06

FINALLY PASSED

060782 [Patient Rates]

Ordinance amending Section 128 of the San Francisco Health Code to set patient rates and other services provided by the Department of Public Health, effective July 1, 2006.

Enacted Number: 197-06

FINALLY PASSED

060793 [Aging and Adult Services Community Living Fund] Supervisors Alioto-Pier, Maxwell, Ammiano, Dufty, Ma

Ordinance amending the San Francisco Administrative Code by adding

Section 10.100-12, to create an Aging and Adult Services Community Living Fund to fund aging in place and community placement alternatives, including programs and services provided in an individual's home, programs and services provided in assisted living facilities, supportive housing and congregate housing; and provide care and support for individuals who may otherwise require care within an institution.

Enacted Number: 198-06

FINALLY PASSED

Recommendations of the Land Use and Economic Development Committee

060698 [Downtown Plan Monitoring] **Supervisor Peskin**

Ordinance amending the San Francisco Administrative Code by amending Chapter 10E to delete some of the data currently required in the Planning Department's annual Downtown Plan Monitoring report that details the effects of downtown growth, to change the date for submittal of the annual report to the Board of Supervisors, and to include additional data in the required five-year report.

Enacted Number: 199-06

FINALLY PASSED

060849 [General Advertising Signs - Fees] **Supervisor Peskin**

Ordinance amending the Planning Code to add Section 358 to establish fees for Planning Department processing and review of General Advertising Sign Inventories, annual Inventory maintenance, Relocation Agreements, and in-lieu applications and to provide for annual adjustment of said fees; amending Section 604 to cross reference these fees; and adopting findings including environmental findings and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

Enacted Number: 200-06

FINALLY PASSED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Budget and Finance Committee

060728 [Public Employment, Fiscal Year 2006-2007] Mayor

Consolidated Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the Fiscal Year ending June 30, 2007, continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefor.

Fiscal Impact. (Charter Section 9.100 provides the Board shall not adopt the Budget eariler than July 15, 2006 nor later than August 1, 2006.)

Supervisor Sandoval requested to divide the question of the San Francisco Airport's Budget. (See File No. 061105 for Airport Budget)

Supervisor McGoldrick, seconded by Supervisor Daly, moved to amend by deleting $273,240 funding for SF Police surveillance cameras and place $273,240 on a general fund reserve.

Motion to amend by deleting the funding for SF Police surveillance cameras failed by the following vote:

Ayes: 2 - Daly, McGoldrick

Noes: 9 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Ma, Maxwell, Mirkarimi, Peskin, Sandoval

Supervisor McGoldrick, seconded by Supervisor Ammiano, to amend Section 31 of the Administrative Provisions of the Annual Salary Ordinance "Controller reports of Board of Supervisors Program enhancements".

Motion to amend Section 31 of the Administrative Provisions failed by the following vote:

Ayes: 5 - Alioto-Pier, Ammiano, Elsbernd, McGoldrick, Peskin

Noes: 6 - Daly, Dufty, Ma, Maxwell, Mirkarimi, Sandoval

PASSED ON FIRST READING AS DIVIDED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060729 [Government Funding, Fiscal Year 2006-2007] Mayor

Consolidated Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for the City and County of San Francisco for fiscal year ending June 30, 2007.

Fiscal Impact. (Charter Section 9.100 provides the Board shall not adopt the Budget eariler than July 15, 2006 nor later than August 1, 2006.)

Supervisor Sandoval requested to divide the question of the San Francisco Airport's Budget. (See File No. 061105 for Airport Budget)

Supervisor McGoldrick, seconded by Supervisor Daly, moved to amend by deleting $273,240 funding for SF Police surveillance cameras and place $273,240 on a general fund reserve.

Motion to amend by deleting the funding for SF Police surveillance cameras failed by the following vote:

Ayes: 2 - Daly, McGoldrick

Noes: 9 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Ma, Maxwell, Mirkarimi, Peskin, Sandoval

Supervisor McGoldrick, seconded by Supervisor Ammiano, to amend Section 31 of the Administrative Provisions of the Annual Salary Ordinance "Controller reports of Board of Supervisors Program enhancements".

Motion to amend Section 31 of the Administrative Provisions failed by the following vote:

Ayes: 5 - Alioto-Pier, Ammiano, Elsbernd, McGoldrick, Peskin

Noes: 6 - Daly, Dufty, Ma, Maxwell, Mirkarimi, Sandoval

PASSED ON FIRST READING AS DIVIDED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Supervisor Sandoval Excused From Voting

Supervisor Ma, seconded by Supervisor Maxwell, moved to excuse Supervisor Sandoval to excuse Supervisor, at his request, because of possible conflict of interest, from voting. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin
Excused: 1 - Sandoval

061105 [San Francisco Airport Budget, FY 2006/07]

Consolidated Annual Salary Ordinance enumerating positions in the Annual Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for the Fiscal Year ending June 30, 2007, continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefor for the San Francisco Airport.

(Charter Section 9.100 provides the Board shall not adopt the Budget eariler than July 15, 2006 nor later than August 1, 2006.)

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin
Excused: 1 - Sandoval

060738 [Treasure Island Development Authority Budget] Mayor

Resolution approving the Budget of the Treasure Island Development Authority for fiscal year 2006-2007.

Fiscal Impact.

Enacted Number: 422-06

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060739 [Redevelopment Agency Budget and Bonds] Mayor

Resolution approving the Budget of the Redevelopment Agency of the City and County of San Francisco for fiscal year 2006-2007; approving the Issuance by the Agency of Bonds in an aggregate principal amount not to exceed $146,850,000 for the purpose of financing a portion of Redevelopment activities as described in such approved Budget for fiscal year 2006-2007.

Fiscal Impact.

Enacted Number: 423-06

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060697 **[Fee Adjustments for Planning Department Services]** **Supervisor Peskin**

Ordinance amending the San Francisco Administrative Code by amending Sections 31.22 and 31.23 to adjust fees for Planning Department services; and making environmental findings.

Enacted Number: 185-06

FINALLY PASSED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 1 - Ma

060699 **[Fee Adjustments for Planning Department Services]** **Supervisor Peskin**

Ordinance amending the San Francisco Planning Code by amending Article 3.5 to adjust fees for Planning Department services; and making environmental findings.

Supervisor Ma moved to amend to reduce the discretionary review fee from "$300.00" to $200.00".

Motion failed for lack of second.

Enacted Number: 201-06

FINALLY PASSED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 1 - Ma

060771 **[Recreation and Park Department - Fees at Harding Park and Fleming Golf Courses]** **Mayor**

Ordinance making environmental findings and amending the San Francisco Park Code, Article 12, Section 12.12, to increase the fees at Harding Park and Fleming Golf Courses.

(Supervisor Daly dissented in Commitee.)

Enacted Number: 184-06

FINALLY PASSED by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Maxwell,

McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 2 - Daly, Ma

From the Budget and Finance Committee Without Recommendation

060768 [Creation of Budget Savings Incentive Fund] Mayor

Ordinance amending the San Francisco Administrative Code by repealing Section 3.17 and by adding Section 10.20, to create a Budget Savings Incentive Fund to implement cost-saving strategies and to allow for the reinvestment of those savings in one-time expenditures.

Fiscal Impact.

Amended by adding "that the recommendations of the Budget & Finance Committee for the spending from the Budget Savings Incentive Fund be forwarded to the full Board of Supervisors in form of a resolution for approval prior to the expenditures from the fund."

Supervisor McGoldrick, seconded by Supervisor Elsbernd, moved that this Ordinance be AMENDED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Recommendation of the Budget and Finance Committee

060247 [Minimum Wage Implementation and Enforcement] Supervisors Maxwell, Ammiano, Daly, Mirkarimi, McGoldrick

Ordinance expanding the powers and duties of the Office of Labor Standard Enforcement to implement and enforce the Minimum Wage Ordinance.

Enacted Number: 205-06

FINALLY PASSED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Recommendations of the Land Use and Economic Development Committee

060483 [Zoning - Western SoMa Planning Area Special Use District] **Supervisor Daly**

Ordinance amending the San Francisco Planning Code by adding Section 823 and amending Sheets 1SU, 7SU, and 8SU of the Zoning Map of the City and County of San Francisco to establish the Western SoMa Planning Area Special Use District in the area generally bounded by Mission Street to the north, Townsend Street to the south, Division Street to the west and 4th Street to the east, and consisting of the blocks and lots specifically set forth; and adopting findings including environmental findings and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1(b).

(Economic Impact)

Enacted Number: 206-06

FINALLY PASSED by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 1 - Alioto-Pier

060482 [Formula Retail Use; Public Notice - Western SoMa Planning Area SUD] **Supervisor Daly**

Ordinance amending the San Francisco Planning Code by adding Section 803.6 to designate formula retail as a conditional use in the Western SoMa Planning Area Special Use District and by adding Section 803.7 to require public noticing requirements for building permit applications in that Special Use District; adopting findings including environmental findings and findings of consistency with the General Plan and with the Priority Policies of Planning Code Section 101.1.

(Economic Impact)

Enacted Number: 204-06

FINALLY PASSED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Recommendation of the Rules Committee

060380 [Requiring Board of Supervisors to adopt parental leave policies for members of boards and commissions, including authorization to teleconference when physically unable to attend due to **Supervisors Alioto-Pier, Dufty**

Charter Amendment (Third Draft) to amend Sections 2.104 and 4.104 to require the Board of Supervisors to adopt parental leave policies for its members and for members of other boards and commissions, including, but not limited to, authorization to participate in meetings by teleconferencing when the member is physically unable to attend due to pregnancy or childbirth.

Supervisor Dufty requested to be added as a co-sponsor.

7/27/06 - Transmitted Charter Amendment and Legislative Digest to the Department of Elections along with electronic version.

ORDERED SUBMITTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

From the Rules Committee Without Recommendation

060673 [Charter Amendment - Requiring the Mayor to appear personally at one regularly-scheduled meeting of the Board of Supervisors each month to engage in formal policy discussions with members of **Supervisor Daly**

Charter amendment (Third Draft) to amend Sections 2.103 and 3.100 to require the Mayor to appear personally at one regularly-scheduled meeting of the Board of Supervisors each month to engage in formal discussions with members of the Board and to authorize the Board to adopt rules and guidelines.

Continued to July 25, 2006

Supervisor Daly, seconded by Supervisor Ammiano, moved that this Charter Amendment be **CONTINUED**. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060696 [Charter Amendment - Setting the salary of the Mayor, City Attorney, District Attorney, Public **Supervisors Peskin, Alioto-Pier, Mirkarimi,**

Defender, Assessor-Recorder, Treasurer, and Sheriff] **Dufty, Ammiano**

Charter amendment (Second Draft) to amend Section A8.409-1 to provide that the Civil Service Commission shall set the salary of the Mayor, City Attorney, District Attorney, Public Defender, Assessor-Recorder, Treasurer, and Sheriff every five years, with annual cost-of-living adjustments during the five-year salary cycle.

7/27/06 - Transmitted Charter Amendment and Legislative Digest to the Department of Elections along with electronic version.

ORDERED SUBMITTED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 1 - Elsbernd

060707 [Charter Amendment - City Elections In Even-Numbered Years] **Supervisors McGoldrick, Maxwell**

Charter amendment (First Draft) to amend Section 13.101 and Article XVII to change the election cycle for the offices of Mayor, Sheriff, District Attorney, City Attorney and Treasurer so that these offices will be elected in even-numbered years; and to amend the definition of general municipal election so that such elections occur only in even-numbered years.

Continued to July 25, 2006

Supervisor McGoldrick, seconded by Supervisor Dufty, moved that this Charter Amendment be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

NEW BUSINESS

Recommendations of the Budget and Finance Committee

060770 [Recreation and Park Department - Stadium Rentals] **Mayor**

Ordinance making environmental findings and amending the San Francisco Park Code, Article 12, by adding Section 12.42 to authorize the Recreation and Park Department to enter into short term license agreements for use of Kezar Stadium, Boxer Pavilion and the Stadium at Candlestick Point at rates comparable to those charged for similar bay area venues.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

061045 [Approving $450,000 for traffic calming projects and Alemany Boulevard pedestrian improvements in the Municipal Transportation Agency fiscal year 2006-2007]

Ordinance appropriating $50,000 from the General Fund and $400,000 from the Parking and Traffic fund balance to support $200,000 for traffic calming projects and $250,000 for Alemany Boulevard pedestrian improvements for fiscal year 2006-2007.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060722 [Contract approval - Fire Department Emergency Medical Services Billing and Collections]

Resolution approving the award and execution of San Francisco Fire Department Contract Number 4117-05/06, Emergency Medical Services Billing & Collections, to American Medibanc, Incorporated. In addition to generating approximately $19 million per year in revenue, out of which the City will pay American Medibanc a percentage varying from 7.0% to 5.5%, contractor also will provide the Department a system for electronic patient data collection and reporting. The term of the contract is four years, with two renewal options of two years each. (Fire Department)

Enacted Number: 424-06

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060843 [Accept-Expend Regional Grant - Airport Commission]

Resolution authorizing the Airport Commission to accept and expend three (3) grants totaling $414,340 from the Bay Area Air Quality Management District (Air District) for acquisition of clean air vehicles by Airport transportation operators.

Enacted Number: 425-06

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Recommendations of the Land Use and Economic Development Committee

051668 [Expand the Inclusionary Affordable Housing Program to include Buildings of 5 units or more] **Supervisor McGoldrick**

Ordinance amending the Planning Code by amending Sections 315.2, 315.3 and 315.6 to expand the application of the Inclusionary Affordable Housing Program to buildings of five units and more.

(Economic Impact)

Supervisor McGoldrick, seconded by Supervisor Maxwell, moved that this Ordinance be **AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.** The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060627 [Zoning Map Amendment for 1327 7th Avenue]

Ordinance amending the San Francisco Planning Code by amending Sectional Map 6 of the Zoning Map of the City and County of San Francisco to change the use classification of the property located at 1327 - 7th Avenue, and identified as Assessor's Block No. 1762, Lot No. 006, from a zoning designation of RH-2 (Residential House, Two Family) to NC-2, Inner Sunset Neighborhood Commercial District; and adopting General Plan, Planning Code Section 101.1(b), and environmental findings. (Planning Department)

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060481 [Zoning - Interim Moratorium on Formula Retail Uses in the Western South of Market Area] **Supervisor Daly**

Urgency Ordinance approving an interim zoning moratorium on the establishment of formula retail uses in the Western South of Market in the area generally bounded by Mission Street to the north, Townsend Street to the south, Division Street to the west and 4th Street to the east, and consisting of the blocks and lots specifically set forth; and adopting findings including environmental findings and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1(b).

Enacted Number: 207-06

FINALLY PASSED by the following vote:

Ayes: 9 - Ammiano, Daly, Dufty, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 2 - Alioto-Pier, Elsbernd

CALLED FROM COMMITTEE

Board of Supervisors Sitting as a Committee of the Whole

061003 [Hearing - Supporting Senate Bill 840 (Kuehl), The California Health Insurance Reliability Act of 2005] **Supervisor Ma**

Hearing to consider legislation contained in File 060805, supporting Senate Bill 840 (Kuehl), The California Health Insurance Reliability Act of 2005.

The President inquired as to whether or nor any member of the public wished to address the Board members.

Don Becker, Health Care for All; support of Senate Bill 840

Otto Duffy, support of Senate Bill 840

Nancy Kiler, Health Care for All; support of Senate Bill 840

The President declared the public hearing closed.

HEARD AT PUBLIC HEARING.

Committee of the Whole Adjourn and Report Without Recommendation

Supervisor Dufty noted absent at 3:47 p.m.

060805 [Supporting Senate Bill 840, The California Health Insurance Reliability Act of 2005.] **Supervisor Ma**

Resolution supporting Senate Bill 840 (Kuehl), The California Health Insurance Reliability Act of 2005.

Enacted 432-06

Number:

ADOPTED by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Daly, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 1 - Elsbernd
Absent: 1 - Dufty

SPECIAL ORDER 3:30 P.M - Recognition of Commendations

COMMITTEE REPORTS

051919 [San Francisco Health Care Security Ordinance] **Supervisors Ammiano, Daly, Mirkarimi, Dufty, Ma, McGoldrick, Maxwell, Peskin**

Ordinance amending the San Francisco Administrative Code to add Chapter 14, Sections 14.1 through 14.8, to provide health care security for San Francisco residents by creating a public health access program for the uninsured, requiring employer paid health expenditures, identifying options for how an employer may make such expenditures, creating an advisory health access working group, and setting an operative date.

(Economic Impact)

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

ROLL CALL FOR INTRODUCTIONS

PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which *have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes. Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.*

Abdullah Megaheed; expressed concern with issues relating to the war in the Middle East

Momo Tang; expressed concern with the lack of women on the Board of Supervisors and the composition of the future Board of Supervisors

James Chaffee; expressed concern with issues relating to the SF Library

Ms. Lim; expressed concern with the Chinese transplants of Falon Gung practitioners

Walter; shared a commercial with the Board members

Martin; expressed gratitude for the support of the Universal Health Care and funding for transgender programs

Louis Dil; expressed concern with issues relating to the 3rd World politics in San Francisco; the Recreation and Park Commission and the horses being removed from Golden Gate Park

Janis Collins; expressed gratitude from the transgender Community for monies

allotted to transgender programs

Cecilia Chung, expressed gratitude from the transgender Community for monies

allotted to transgender programs

Robert Haaland; expressed gratitude from the transgender Community for monies allotted to transgender programs

Jerry Serfling; expressed concern with the Chinese transplants of Falon Gung practitioners

Eugeng Gordon, Jr. Expressed concern with issues relating to the violations of human rights

Maxine Duggan; expressed interest in changing the prostitution laws

Peter Warfield; expressed gratitude to the Board members for the funding *to allow certain Library branches to be open on Sundays*

Robert Pender; showed interest with issues relating to the Park Merced Apartments and the loss of a young tenant

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

061013 [Supporting the Rights of Field Research Corporation Workers to Form a Union] **Supervisor Daly**

Resolution supporting the rights of employees of Field Research Corporation in their attempt to form a union and urging Field Research Corporation to desist from its unethical and borderline illegal anti-union behavior.

Enacted Number: 433-06

ADOPTED

061014 [Resolution opposing Congressional attempts to eliminate Federal Security and Justice funding for sanctuary cities.] **Supervisors Sandoval, Ammiano, Daly, Mirkarimi, Peskin, McGoldrick**

Resolution opposing Congressional attempts to eliminate Federal Security and Justice funding for sanctuary cities.

Enacted Number: 428-06

ADOPTED

061015 [Contract between the Department of Public Health and the San Francisco Community Health Authority to provide universal health insurance services for San Francisco children and young adults **Supervisor Ammiano**

Resolution authorizing the Director of Public Health and the Director of the Office of Contract Administration/Purchaser to contract between the City and County of San Francisco and the San Francisco Community Health Authority to provide universal health insurance for San Francisco children and young adults aged 0 through 24 and young parents aged 19 through 24 for the period of July 1, 2006 through June 30, 2007.

Enacted Number: 426-06

ADOPTED

061018 [Rebuilding San Francisco] **Supervisor McGoldrick**

Resolution commending the Rebuilding San Francisco Committee for their important work in bringing art and labor history to the people of San Francisco.

Enacted Number: 430-06

ADOPTED

061019 [Urging the Recreation and Park Department to issue a request for proposals to renovate the Boathouse at Lake Merced] **Supervisors Elsbernd, Ammiano, Maxwell**

Urging the Recreation and Park Department to issue a request for proposals to renovate the Boathouse at Lake Merced.

Enacted Number: 431-06

ADOPTED

061020 [Declaration of the June 6, 2006 Election Results] **Supervisor Peskin**

Resolution declaring the results of the June 6, 2006 Consolidated Primary Election.

Enacted Number: 427-06

ADOPTED

061021 [Tom Sweeney Plaque] **Supervisors Peskin, Dufty**

Resolution honoring the contributions of Tom Sweeney in celebration of his 30th anniversary of service and authorizing a plaque on the sidewalk in front of the landmark Sir Francis Drake Hotel.

Supervisors Dufty and Elsbernd requested to be added as co-sponsors.

Enacted Number: 429-06

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Severed from the Without Reference to Committee Agenda

Supervisor Elsbernd requested that this matter be severed so that it might be considered separately.

061016 [Divesting from Sherwin-Williams] **Supervisors Mirkarimi, Sandoval, Daly, Maxwell**

Urging San Francisco to divest from Sherwin-Williams Company because of their history of manufacturing and selling lead paint, which they knew to be poisonous.

REFERRED to the **Rules Committee.**

Supervisor Sandoval requested that this matter be severed so that it might be considered separately.

061017 [Urging Mexico's Federal Electoral Tribunal to Order a Ballot by Ballot Recount] **Supervisor Daly**

Resolution urging the Mexican Federal Electoral Tribunal to order a ballot by ballot recount of votes in the presidential race.

REFERRED to the **Rules Committee.**

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

061009 [Multifamily Housing Revenue Bonds - Alabama Street Senior Apartments] **Supervisor Daly**

Resolution authorizing the issuance and delivery of multifamily housing revenue bonds (as defined herein) in an aggregate principal amount not to exceed $5,000,000 for the purpose of providing financing for a multifamily rental housing project to be known as Alabama Street Senior Apartments; approving the form of and authorizing the execution of an indenture providing the terms and conditions of the bonds; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the form of and authorizing the execution of a loan agreement; ratifying and approving any action heretofore taken in connection with the bonds and the project; granting general authority to city officials to take actions necessary to implement this resolution; and related matters.

7/11/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

7/18/06, SUBSTITUTED. Supervisor Daly submitted a substitute resolution bearing same title.

7/18/06, ASSIGNED to Budget and Finance Committee.

061010 [Multifamily Housing Revenue Bonds - Alabama Street Family Apartments] Supervisor Daly

Resolution authorizing the issuance and delivery of multifamily housing revenue bonds (as defined herein) in an aggregate principal amount not to exceed $25,828,221 for the purpose of providing financing for a multifamily rental housing project to be known as Alabama Street Family Apartments; approving the form of and authorizing the execution of an indenture providing the terms and conditions of the bonds; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the form of and authorizing the execution of a loan agreement; ratifying and approving any action heretofore taken in connection with the bonds and the project; granting general authority to city officials to take actions necessary to implement this resolution; and related matters.

7/11/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

7/18/06, SUBSTITUTED. Supervisor Daly submitted a substitute resolution bearing new title.

7/18/06, ASSIGNED to Budget and Finance Committee.

061068 [Time limits for Landmarks Board and Planning Commission review of proposed landmarks and historic districts] Supervisor Maxwell

Ordinance amending Planning Code Sections 1004.2 and 1004.3 to provide for time limits for Landmarks Board and Planning Commission review of proposed landmark and historic district designations.

7/18/06, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 8/17/2009.

061069 [Planning Code--Use of Public Sidewalk Space by Nonconforming Uses] Supervisor Mirkarimi

Ordinance amending the San Francisco Planning Code by amending Sections 186 and 186.1 to allow certain nonconforming uses to occupy public sidewalk space with tables and chairs, when otherwise permitted; and making findings, including environmental findings and findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan.

7/18/06, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 8/17/2006.

061077 [Rent Ordinance: Evictions involving school-age children; Findings] Supervisor McGoldrick

Ordinance amending the Residential Rent Stabilization and Arbitration Ordinance (Administrative Code Chapter 37) by amending Section 37.6(j) to identify and report data on evictions involving school-age children, include data on evictions during the school term; Findings.

7/18/06, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

Resolutions

061070 [Revenue Contract with Pacific Gas and Electric for Energy Conservation Programs] **Mayor, Supervisor Mirkarimi**

Resolution authorizing the Department of the Environment to enter into a contract for up to $10,709,302 with Pacific Gas and Electric Company ("PG&E") to implement an Energy Use and Demand Reduction Through Energy Efficiency Program in the City and County of San Francisco.

(Fiscal impact.)

7/18/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

061072 [TEFRA Public Hearing Approval - Alabama Street Family Apartments] **Supervisor Daly**

Resolution approving, for the purposes of the Internal Revenue Code, the issuance and sale of revenue bonds by the City and County of San Francisco in an aggregate principal amount not to exceed $25,828,221 for a multifamily rental housing project to be known as Alabama Street Family Apartments.

7/19/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

061073 [TEFRA Public Hearing Approval - Alabama Street Senior Apartments] **Supervisor Daly**

Resolution approving, for the purposes of the Internal Revenue Code, the issuance and sale of revenue bonds by the City and County of San Francisco in an aggregate principal amount not to exceed $5,000,000 for a multifamily rental housing project to be known as Alabama Street Senior Apartments.

7/18/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

061074 [Authorizing the Committee on Information Technology to amend its contract with Microgear/ESP to exceed $10 million] **Supervisor Daly**

Resolution authorizing the Committee on Information Technology to enter into the Third Amendment between the City and Microgear/ESP (part of the Computer Store procurement vehicle), in which the amendment shall increase the contract's anticipated expenditures to over $10 million.

(Fiscal impact.)

7/18/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

061075 [Authorizing the Committee on Information Technology to amend its contract with Central **Supervisor Daly**

Computer Systems to exceed $10 million]

Resolution authorizing the Committee on Information Technology to enter into the Third Amendment between the City and Central Computer Systems (part of the Computer Store procurement vehicle), in which the amendment shall increase the contract's anticipated expenditures to over $10 million.

(Fiscal impact.)

7/18/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

061076 [Urging SFUSD to track student mobility caused by residential evictions and report its findings, in an effort to help ameliorate the potential negative effects on students' school Supervisor McGoldrick

Resolution urging the San Francisco Unified School District to track student mobility caused by residential evictions, and to report its findings to the Board of Supervisors so that the Board can consider possible legislative measures to help address the negative effects on students' school performance.

7/18/06, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

061079 [Designation of a Government Representative to the Board of Directors of Lenders for Community Development] Supervisor Alioto-Pier

Resolution designating a Government Representative to the Board of Directors of Lenders for Community Development to act on behalf of the City and County of San Francisco in that capacity; and granting authority to City officials to designate replacement Government Representatives.

7/18/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

061080 [Supporting the efforts of Teamsters Local 278 in negotiating a collective bargaining agreement with Whole Foods of California Incorporated] Supervisor Elsbernd

Resolution supporting the efforts of Teamsters Local 278 in negotiating a collective bargaining agreement with Whole Foods of California Incorporated.

7/18/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

061081 [Accept-Expend National Oceanic and Atmospheric Administration Grant] Supervisor Ma

Resolution authorizing the Office of Emergency Services to accept and expend a Federal grant in the amount of $16,500 from the National Oceanic and Atmospheric Administration (NOAA) to begin participation in the "TsunamiReady" program.

7/18/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

061083 [Accept-Expend Federal Grant - Mayor's Office of Criminal Justice] Supervisor Maxwell

Resolution authorizing the Mayor's Office of Criminal Justice (MOCJ) to retroactively accept and expend a grant in the amount of $37,500 from the van Loben Sels/RembeRock Foundation for the purpose of exploring potential alternatives to the California Youth Authority/Division of Juvenile Justice for San Francisco youth.

7/18/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

061084 [Apply for State Re-Use Assistance Grant - Department of the Environment] **Supervisor Mirkarimi**

Resolution authorizing the Department of the Environment to apply for annual grants from the California Integrated Waste Management Board for the purpose of conducting activities leading to an increase of the re-use of materials that might otherwise go into the landfill.

7/18/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

061085 [Supporting Assembly Bill 2449 - Mandating statewide recycling of checkout bags at grocery stores] **Supervisor Mirkarimi**

Resolution urging San Francisco's elected officials in Sacramento to support AB 2449, mandating statewide recycling of checkout bags at grocery stores, and oppose any language that would pre-empt the right of local jurisdictions to institute fees or other requirements to promote waste reduction.

7/18/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

061086 [Resisting the Federal Government's Intervention in a San Francisco Investigation] **Supervisors Mirkarimi, Ammiano**

Resolution resisting the federal government's intervention in the City and County of San Francisco's investigation of the July 8th, 2005 G-8 protest and expressing support for the California Shield Law.

7/18/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

061087 [Supporting the resource efficient building conference and expo, West Coast Green] **Supervisor Mirkarimi**

Resolution promoting the advancement of residential green building in San Francisco by supporting the conference and expo West Coast Green, September 28-30, 2006 at Bill Graham Civic Auditorium, and declaring the last week of September as "Green Building Week" in San Francisco.

7/18/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

061088 [Collecting Data on the Number of Ellis Act Evictions Enforced by the Sheriff] **Supervisors Mirkarimi, Ammiano, Dufty**

Resolution urging the San Francisco Sheriff's Department to collect data on the number of Ellis Act evictions it enforces by adding a checkbox on its eviction instruction form to disclose that the eviction is an Ellis Act eviction.

7/18/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

061089 [Enforcement of and Assistance with Ellis Act Evictions] Supervisors Mirkarimi, Ammiano

Resolution urging the San Francisco Sheriff to not enforce Ellis Act evictions and the Rent Board to not assist landlords with evicting tenants under the Ellis Act, and commending the San Francisco Sheriffs Department for establishing the only sheriff-led Eviction Assistance program in the State of California.

7/18/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

061090 [Pruning Standards for Public Trees in the City and County of San Francisco] Supervisor Peskin

Resolution adopting the Pruning Standards for Trees in the City and County of San Francisco that apply to all those working on public trees, including City and County of San Francisco employees, private contractors, property owners, and residents.

7/18/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

061091 [Supporting Proposition 84 - The Clean Water, Parks and Coastal Protection Bond] Supervisor Peskin

Resolution expressing support for California State Proposition 84, the Clean Water, Parks and Coastal Protection Bond.

7/18/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Motions

061064 [Reappointment, Civil Service Commission - Donald A. Casper]

Motion approving the Mayor's reappointment of Donald A. Casper to the Civil Service Commission, for the term ending July 1, 2011. (Clerk of the Board)

Charter Section 3.100-17 provides that the Board of Supervisors has the authority to reject the reappointment by two-thirds vote of the Board (eight votes) within 30 days following transmittal of the Mayor's Notice of reappointment, and that failure of the Board to reject the reappointment by two-thirds vote within the thirty day period shall result in the appointee continuing to serve as reappointed. Transmittal date - July 17, 2006.)

7/18/06, RECEIVED AND ASSIGNED to Rules Committee.

061065 [Reappointment, Civil Service Commission - Donald A. Casper]

Motion rejecting the Mayor's reappointment of Donald A. Casper to the Civil Service Commission. (Clerk of the Board)

Charter Section 3.100-17 provides that the Board of Supervisors has the authority to reject the reappointment by two-thirds vote of the Board (eight votes) within 30 days following transmittal of the Mayor's Notice of reappointment, and that failure of the Board to reject the reappointment by two-thirds vote within the thirty day period shall result in the appointee continuing to serve as reappointed. Transmittal date - July 17, 2006.)

7/18/06, RECEIVED AND ASSIGNED to Rules Committee.

061066 [Reappointment, Civil Service Commission - Donald A. Casper]

Motion taking no position concerning the Mayor's reappointment of Donald A. Casper to the Civil Service Commission, for term ending July 1, 2011. (Clerk of the Board)

Charter Section 3.100-17 provides that the Board of Supervisors has the authority to reject the reappointment by two-thirds vote of the Board (eight votes) within 30 days following transmittal of the Mayor's Notice of reappointment, and that failure of the Board to reject the reappointment by two-thirds vote within the thirty day period shall result in the appointee continuing to serve as reappointed. Transmittal date - July 17, 2006.)

7/18/06, RECEIVED AND ASSIGNED to Rules Committee.

061078 [Directing the Budget Analyst to conduct, on priority basis, a fiscal feasibility analysis of a City-owned Wireless Network] **Supervisor McGoldrick**

Motion directing the Budget Analyst to conduct, on priority basis, a fiscal feasibility analysis of a City-owned Wireless Network to promote digital inclusion by ensuring affordable internet access, affordable hardware, community-sensitive training and support, and relevant content to all San Franciscans, especially low-income and disadvantaged residents.

7/18/06, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

061082 [Declaration of Policy Regarding 2016 Olympics for Submittal to Voters] **Supervisors Sandoval, Daly, Mirkarimi**

Motion asking the voters whether it shall be San Francisco's policy to host the 2016 Olympics given the costs and benefits.

(Supervisor Elsbernd dissenting in Committee.)

7/18/06, RECEIVED AND ASSIGNED to Rules Committee.

Request for Hearing

061071 [City's Electricity Resource Plan] **Supervisor Maxwell**

Hearing on the City's Electricity Resource Plan, and how proposed projects, including the DC Cable, would impact that plan.

7/18/06, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

PROPOSED ORDINANCES

060973 [Settlement of Lawsuit - Assessment Appeals Board]

Ordinance authorizing settlement of administrative writ petition filed by the City and County of San Francisco challenging the Assessment Appeals Board's Property Tax Assessment for the Giants' baseball park at China Basin for the 2001/02, 2002/03 and 2003/04 tax years contingent upon approval of roll values by the Assessment Appeals Board and payment of an amount that reflects the reduced roll values, including interest; City filed its writ petition on January 19, 2006 in San Francisco Superior Court, entitled City and County of San Francisco v. Assessment Appeals Board No. 1, Case No. 506010. (City Attorney)

7/11/06, RECEIVED AND ASSIGNED to Rules Committee. (7/18/06 - Do not schedule this item per C. Adams.)

060974 [Zoning Map Amendment for 3184 Market Street (aka 331 Corbett Avenue)]

Ordinance amending Sheet 7 of the Zoning Map of the City and County of San Francisco for property located at 3184 Market Street (aka 331 Corbett Avenue), Assessor's Block 2659 Lot 059, to change the use district classification from P (Public Use) to RH-2 (Residential House, Two-Family); adopting findings pursuant to the California Environmental Quality Act and making findings of consistency with the General Plan and the priority policies of Planning Code Section 101.1. (Planning Department)

7/6/06, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee. (SUPPORTING DOCUMENTS: Planning Commission Resolution 17259; Executive Summary; and Exemption from Environmental Review)

061037 [Settlement of Lawsuit - Alameda County]

Ordinance authorizing settlement of the lawsuit, County of Alameda, Alameda County Flood Control and Water Conservation District v. City and County of San Francisco, for declaratory and injunctive relief, and costs of suit including attorneys fees, filed on June 19, 2006 San Francisco County Superior Court, Case No. CPF-06-506443; material terms of said settlement are payments in the amount of $1.2 million to Alameda County Flood Control and Water Conservation District for projects in the Alameda Creek watershed. (City Attorney)

7/10/06, RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

061044 [Approve a carry-forward of grant funds from the first year of the three-year grant and change grant-funded positions]

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to approve a carry-forward of grant funds from the Center for Substance Abuse Treatment/Substance Abuse and Mental Health Services (CSAT/SAMHSA) in the amount of $167,257 in funds left over from the first grant year (September 30, 2004 to September 29, 2005) to the second grant year (September 30, 2005 to September 29, 2006) and changing grant-funded positions.

7/10/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

Requests Granted

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of repairing the potholes at the following locations: 1705 Gough, 1708 Broderick, 1730 Broderick, 709 Webster, and 1821 Haight.

From: Supervisor Mirkarimi

To: Director, Public Utilities Commission

Requesting/Inquiring: Requesting the Public Utilities Commission to report on the status of removing graffiti from utility poles at the following locations: Southeast corner of Buchanan and California, southwest corner of Fulton and Webster, and the northeast and northwest corners of Broderick and Bush.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following locations: Emergency box - northeast corner of Post and Divisadero, emergency box - northeast corner of Sutter and Divisadero, and the metal box in the 200 southbound block of Octavia Blvd.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following property locations: 2506 Pine and 2245 Post (located at the top of the building).

From: Supervisor Mirkarimi

To: Director, Department of Parking and Traffic

Requesting/Inquiring: Requesting the Department of Parking and Traffic to report on the status of removing graffiti from light switchboxes at the following locations: Southwest corner of California and Baker, northeast corner of Broderick and Bush, southeast corner of Post and Scott, southwest corner of Geary and Steiner, and southeast corner of Fell and Webster.

From: Supervisor Mirkarimi

To: Director, Department of Parking

In Memoriams

Martin John Nejasmich - Supervisor Elsbernd

Terry Hogan - Supervisor Daly

Darren Mears - Entire Board

Jesse Escontrias - Entire Board

James Scholten - Supervisor Ma

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 4:38 p.m.

Gloria L. Young, Clerk of the Board

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on August 8, 2006.

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MEETING MINUTES

Tuesday, July 25, 2006
2:00 PM
Legislative Chamber - Second Floor
Regular Meeting

Board of Supervisors

AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, FIONA MA, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL

Members Present: *Michela Alioto-Pier, Tom Ammiano, Chris Daly, Bevan Dufty, Sean Elsbernd, Fiona Ma, Sophie Maxwell, Jake McGoldrick, Ross Mirkarimi, Aaron Peskin, Gerardo Sandoval.*

Members Excused: *None.*

Members Absent: *None.*

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:06 p.m. On the call of the roll all Supervisors Dufty and Sandoval were noted absent.

Supervisor Sandoval was noted present at 2:07 p.m.

Supervisor Dufty was noted present at 2:08 p.m.

There was a quorum.

COMMUNICATIONS

CONSENT AGENDA

Recommendations of the Budget and Finance Committee

051919 [San Francisco Health Care Security Ordinance] **Supervisors Ammiano, Daly, Mirkarimi, Dufty, Ma, McGoldrick, Maxwell, Peskin**

Ordinance amending the San Francisco Administrative Code to add Chapter 14, Sections 14.1 through 14.8, to provide health care security for San Francisco residents by creating a public health access program for the uninsured, requiring employer paid health expenditures, identifying options for how an employer may make such expenditures, creating an advisory health access working group, and setting an operative date.

(Economic Impact)

Enacted Number: 218-06

FINALLY PASSED

060770 [Recreation and Park Department - Stadium Rentals] **Mayor**

Ordinance making environmental findings and amending the San Francisco Park Code, Article 12, by adding Section 12.42 to authorize the Recreation and Park Department to enter into short term license agreements for use of Kezar Stadium, Boxer Pavilion and the Stadium at Candlestick Point at rates comparable to those charged for similar bay area venues.

Enacted Number: 208-06

FINALLY PASSED

061045 [Approving $450,000 for traffic calming projects and Alemany Boulevard pedestrian improvements in the Municipal Transportation Agency fiscal year 2006-2007]

Ordinance appropriating $50,000 from the General Fund and $400,000 from the Parking and Traffic fund balance to support $200,000 for traffic calming projects and $250,000 for Alemany Boulevard pedestrian improvements for fiscal year 2006-2007.

Enacted Number: 212-06

FINALLY PASSED

060841 [Airport Concession Lease]

Resolution approving Amendment No. 1 to the Luggage Cart Lease and Operating Agreement between Smarte Carte, Inc. and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission)

Enacted Number: 436-06

ADOPTED

060946 **[Accept-Expend FEMA PDM Grant Funds - Public Utilities Commission]** Mayor

Resolution authorizing the San Francisco Public Utilities Commission to accept and expend a grant in the amount of $2,999,109 in FY 2005 Pre-Disaster Mitigation funds from the Federal Emergency Management Agency for the Hayward Fault Mitigation Project.

(Fiscal impact.)

Enacted Number: 437-06

ADOPTED

Recommendations of the City Operations and Neighborhood Services Committee

060838 **[Parking Regulations]**

Resolution enacting and rescinding parking regulations at various locations.

PARKING METERS, 2-HOUR, 9 AM TO 6 PM, MONDAY THROUGH FRIDAY - RESCIND
PARKING METERS, 2-HOUR, 9 AM TO 6 PM, MONDAY THROUGH SATURDAY - ESTABLISH
Bryant Street, west side, between 18th and Mariposa Streets (correction to operation times)

TOW-AWAY, NO PARKING - RESCIND
METERED MOTORCYCLE PARKING - ESTABLISH
Jessie Street, south side, from 4th Street to 54 feet westerly (approximately 14 metered motorcycle stalls) (Parking and Traffic Department)

(Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3190.)

Enacted Number: 438-06

ADOPTED

060839 **[STOP Intersections]**

Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH
Brussels and Dwight Streets, stopping Brussels Street, making this intersection an All-Way STOP;

Foerster Street at Los Palmos Drive, stopping Foerster Street, making this intersection an All-Way STOP; and,
Paulding Street at Arago Street, stopping Paulding Street, making this intersection an All-Way STOP. (Parking and Traffic Department)

(Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3190.)

Enacted Number: 439-06

ADOPTED

060840 [Traffic Regulations]

Resolution enacting and rescinding traffic regulations on various streets.

RIGHT LANE MUST TURN RIGHT EXCEPT MUNI AND BICYCLES - ESTABLISH
Market Street, eastbound, at 15th and Sanchez Streets. (Parking and Traffic Department)

(Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3190.)

Enacted Number: 451-06

ADOPTED

Recommendation of the Land Use Committee

060627 [Zoning Map Amendment for 1327 7th Avenue]

Ordinance amending the San Francisco Planning Code by amending Sectional Map 6 of the Zoning Map of the City and County of San Francisco to change the use classification of the property located at 1327 - 7th Avenue, and identified as Assessor's Block No. 1762, Lot No. 006, from a zoning designation of RH-2 (Residential House, Two Family) to NC-2, Inner Sunset Neighborhood Commercial District; and adopting General Plan, Planning Code Section 101.1(b), and environmental findings. (Planning Department)

Enacted Number: 211-06

FINALLY PASSED

Recommendations of the Rules Committee

060827 [Settlement of Lawsuit - Nibbi Brothers, Inc]

Ordinance authorizing settlement of the lawsuit filed by Nibbi Brothers, Inc., against the City and County of San Francisco for $300,000; the lawsuit was filed on January 17, 2006 in San Francisco Superior Court, Case No. CGC 06448631; entitled Nibbi Brothers, Inc., v. City and County of San Francisco. (City Attorney)

PASSED, ON FIRST READING

060842 [Settlement of Lawsuit - Alfonso Helena]

Ordinance authorizing settlement of the lawsuit filed by Alfonso Helena against the City and County of San Francisco for $114,500; the lawsuit was filed on January 20, 2004 in United States District Court, Northern District of California, Case No. C04-0260; entitled Alfonso Helena, et al., v. City and County of San Francisco, et al.

PASSED, ON FIRST READING

061036 [Appointment - Pedestrian Safety Advisory Committee]

Resolution appointing Joy Oganeku and John Lowell, terms ending March 28, 2007, and Shirley Bierly, term ending March 28, 2008, to the Pedestrian Safety Advisory Committee.

Joy Oganeku,succeeding Jeanne Lynch, term expired, seat 4, must be a representative from senior or disability organizations, for the unexpired portion of a two-year term ending March 28, 2007. John Lowell, succeeding Ancel Martinez, term expired, seat 8, must be a representative from child advocate or school support organization, for the unexpired portion of a two-year term ending March 28, 2007. Shirley Bierly succeeding herself, term expired, seat 9, must be a representative from a public health organization, for a two-year term ending March 28, 2008.

Enacted Number:	450-06

ADOPTED

060997 [Appointment - Urban Forestry Council]

Resolution appointing Bonnie Ora Sherk, term ending April 5, 2007, to the Urban Forestry Council.

Bonnie Ora Sherk, succeeding Bonnie Fisher, resigned, seat 2, must be a representative of the tree management profession, for the unexpired portion of a two-year term ending April 5, 2007.

Enacted Number: 449-06

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Dufty

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Budget and Finance Committee

060728 [Public Employment, Fiscal Year 2006-2007] Mayor

Consolidated Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the Fiscal Year ending June 30, 2007, continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefor.

Fiscal Impact. (Charter Section 9.100 provides the Board shall not adopt the Budget eariler than July 15, 2006 nor later than August 1, 2006.)

Enacted Number: 203-06

FINALLY PASSED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060729 [Government Funding, Fiscal Year 2006-2007] Mayor

Consolidated Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for the City and County of San Francisco for fiscal year ending June 30, 2007.

Fiscal Impact. (Charter Section 9.100 provides the Board shall not adopt the Budget eariler than July 15, 2006 nor later than August 1, 2006.)

Enacted Number: 202-06

FINALLY PASSED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

061105 [San Francisco Airport Budget, FY 2006/07]

Consolidated Annual Salary Ordinance enumerating positions in the Annual Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for the Fiscal Year ending June 30, 2007, continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefor for the San Francisco Airport.

(Charter Section 9.100 provides the Board shall not adopt the Budget eariler than July 15, 2006 nor later than August 1, 2006.)

Enacted Number: 209-06

FINALLY PASSED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin
Excused: 1 - Sandoval

From the Budget and Finance Committee Without Recommendation

060768 [Creation of Budget Savings Incentive Fund] **Mayor**

Ordinance amending the San Francisco Administrative Code by repealing Section 3.17 and by adding Section 10.20, to create a Budget Savings Incentive Fund to implement cost-saving strategies and to allow for the reinvestment of those savings in one-time expenditures.

Enacted Number: 210-06

FINALLY PASSED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Recommendation of the Land Use and Economic Development Committee

051668 [Expand the Inclusionary Affordable Housing Program to include Buildings of 5 units or more] **Supervisor McGoldrick**

Ordinance amending the Planning Code by amending Sections 315.2, 315.3 and 315.6 to expand the application of the Inclusionary Affordable Housing Program to buildings of five units and more.

Enacted Number: 213-06

FINALLY PASSED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

From the Rules Committee Without Recommendation

060673 [Charter Amendment - Requiring the Mayor to appear personally at one regularly-scheduled meeting of the Board of Supervisors each month to engage in formal policy discussions with members of **Supervisor Daly**

Charter amendment (Third Draft) to amend Sections 2.103 and 3.100 to require the Mayor to appear personally at one regularly-scheduled meeting of the Board of Supervisors each month to engage in formal discussions with members of the Board and to authorize the Board to adopt rules and guidelines.

Supervisor Daly, seconded by Supervisor Elsbernd, moved that this Charter Amendment be RE-REFERRED to the Rules Committee. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060707 [Charter Amendment - City Elections In Even-Numbered Years] **Supervisors McGoldrick, Maxwell**

Charter amendment (First Draft) to amend Section 13.101 and Article XVII to change the election cycle for the offices of Mayor, Sheriff, District Attorney, City Attorney and Treasurer so that these offices will be elected in even-numbered years; and to amend the definition of general municipal election so that such elections occur only in even-numbered years.

NOT ORDERED SUBMITTED by the following vote:

Ayes: 5 - Alioto-Pier, Dufty, Ma, Maxwell, McGoldrick
Noes: 6 - Ammiano, Daly, Elsbernd, Mirkarimi, Peskin, Sandoval

NEW BUSINESS

Recommendations of the Budget and Finance Committee

060798 [Joint Exercise of Powers Agreement - California Municipal Finance Authority] **Supervisor Mirkarimi**

Resolution approving, authorizing and directing the execution of a joint exercise of powers agreement relating to the California Municipal Finance Authority.

Enacted Number: 448-06

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060799 [Issuance and Sale of Revenue Bonds - Mercy Housing Projects] **Supervisor Mirkarimi**

Resolution approving the issuance and sale of tax-exempt bonds by the California Municipal Finance Authority in an aggregate principal amount not to exceed $12,000,000 for the financing of the acquisition and rehabilitation of certain housing projects to be owned by a limited partnership or a limited liability company in which Mercy Housing California or an affiliate will serve as a general partner or member.

Enacted Number: 447-06

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060825 [Finding of Fiscal Feasibility; Endorsement of Term Sheet; Exploratorium Project at Piers 15/17]

Resolution finding the proposed Exploratorium Project at Piers 15/17 fiscally feasible pursuant to Administrative Code Chapter 29 and endorsing the Term Sheet between The Exploratorium and the San Francisco Port Commission. (Port)

Enacted Number: 446-06

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Recommendations of the City Operations and Neighborhood Services Committee

060826 [Prohibiting vehicle parking for commercial advertising purposes] Supervisors McGoldrick, Dufty

Ordinance repealing San Francisco Police Code Section 681, adding San Francisco Traffic Code Section 63.3, and amending San Francisco Traffic Code Section 132 to impose a penalty of $100 for violation of Traffic Code Section 63.3. (Parking and Traffic Department)

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060487 [Landmark Trees - Adoption of criteria and procedures for designation and removal] Supervisor McGoldrick

Resolution adopting the Urban Forestry Council's recommended criteria and procedures for the designation and removal of landmark trees in furtherance of Ordinance No. 17-06 concerning the Urban Forestry Ordinance and authorizing other official acts pursuant to this Resolution.

Enacted Number: 440-06

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 1 - Elsbernd

060642 [Traffic Regulation - Closure of Jack Kerouac Alley to vehicular traffic] Supervisor Peskin

Resolution closing Jack Kerouac Alley (formerly known as Adler Street) between Grant Avenue and Columbus Avenue to vehicular traffic; adopting findings, including environmental and findings of consistency with the City's General Plan and priority policies of Planning Code Section 101.1; accepting offers of quitclaim deeds for abutters' rights vehicular access to Jack Kerouac Alley; and authorizing official acts in connection with the street closure.

Enacted Number: 445-06

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060900 [Accept and Expend CalHome Funds] **Supervisor Maxwell**

Resolution authorizing the acceptance and execution of a standard agreement amendment for CalHome funds from the California Department of Housing and Community Development and any future amendments thereto; and any related documents necessary to participate in the CalHome Program; and authorizing MOH to expend CalHome funds to assist low-income, San Francisco homeowners.

Enacted Number: 444-06

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Recommendations of the Land Use and Economic Development Committee

060345 [Zoning Jackson Square Special Use District] **Supervisor Peskin**

Ordinance amending the San Francisco Planning Code by amending Section 249.25 (Jackson Square Special Use District) to require that ground floor institutional use be subject to conditional use authorization and by amending Sectional Map 1SU of the Zoning Map of the City and County of San Francisco to include Lot 4, Block 195 (site of City Landmark No. 237) within the boundaries of the Jackson Square Special Use District; adopting findings, including environmental findings and findings of consistency with the General Plan and priority policies of Planning Code Section 101.1.

Supervisor Maxwell, seconded by Supervisor Ma, moved that this Ordinance be **AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.** The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

051685 [Increasing the requirements of the Inclusionary Affordable Housing Program.] Supervisors Daly, Maxwell, Mirkarimi, Dufty, Peskin

Ordinance amending Planning Code Sections 315.1, 315.2, 315.3, 315.4, and 315.5, 315.6, and 315.8 related to the Inclusionary Affordable Housing Program to increase the percentage of affordable housing required for all residential developments of 10 units or more; to adjust the way low and median income is calculated from a method using Metropolitan Statistical Area calculations to City and County of San Francisco calculations; to provide, with certain exceptions, that the amendments apply to any housing project that has not received a first site or building permit by the effective date of this legislation and applies to phased projects on separate but adjacent lots; to provide for mandatory lotteries to market new inclusionary units and the maintenance of a list generated from a lottery for units that become available; to require a project sponsor that elects an alternative to providing on-site inclusionary housing to make its election at the time of project approval; to allow project sponsors to use California Debt Limit Allocation Committee (CDLAC) tax-exempt bonds to finance inclusionary units under certain circumstances; to build all off-site inclusionary units within one mile of the principal project and to offer those units as rental housing or as ownership housing affordable to households earning no more than 80% of median income; requiring the Mayor's Office of Housing to adjust the in lieu fee annually and no later than July 1 and to report the adjustment to the Board of Supervisors; requiring the Mayor's Office of Housing to evaluate its monitoring procedures and those of the San Francisco Redevelopment Agency with the goal of establishing one monitoring system for all inclusionary units in the City and County of San Francisco; requiring the Planning Department to submit a completed impact study to the Board of Supervisors and Planning Commission no later than October 1, 2006; requesting that the Planning Department and Mayor's Office of Housing conduct certain additional studies described herein; and making findings including environmental findings and findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan.

(Economic Impact)

Supervisors Mirkarimi, Dufty and Peskin requested to be added as a co-sponsors.

Supervisor Daly, seconded by Supervisor Maxwell, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

SPECIAL ORDER 3:30 P.M - Recognition of Commendations

Privilege of the Floor

It was decided to to suspend Rule 4.37 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests.

Supervisor Alioto-Pier introduced, welcomed and presented a Certificate of Honor to the members of the Minderman Family in recognition of work and dedication of Mr. Minderman whiled employed at Camp Mather.

SPECIAL ORDER 4:00 P.M.

060929 [Public Hearing - Appeal of Categorical Exemption from Environmental Review for 899 North Point Street]

Hearing of persons interested in or objecting to the decision of the Planning Department dated May 3, 2006 (Case No. 2006.0367E), exempting from environmental review under Categorical Exemption, State CEQA Guidelines Section 15332 and General Rule Exclusion, under CEQA Guidelines Section 15061(b)(3), the proposed project involving the subdivision of the 5,466 square foot lot at 899 North Point Street into three lots and construction of one two-unit residential building and two three-unit residential buildings, for a total of eight new residential units and 16,437 square feet of residential space. The site is currently vacant and was formerly occupied by an automobile service station. The project site is located on the southeast corner of North Point and Larkin Streets (Assessor's Block 0026 Lot 020) in the Russian Hill neighborhood. The site is located in an RH-3 (Three-Family Residential) zoning district, the Waterfront Special Use District No. 2, and a 40-X height and bulk district. The proposed project will require subdivision approval and a variance from lot size, rear yard, and gas station conversion requirements. (Appellants: Malana Moberg on behalf of Aquatic Park Neighbors and the Ghirardelli Square Neighbors.)

(Filed June 16, 2006. Companion measure to Files 060930, 060931, 060932; District 2.)

The President inquired as to whether or not any member of the public *wished to address the Board members.*

Planning Department Representative reviewed with Board members the Planning Department's recommendation.

James Reuben, Attorney for the project sponsor

The President declared the public hearing closed.

HEARD AT PUBLIC HEARING.

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the categorical exemption from environmental review described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be adopted.)

060930 [Affirming the categorical exemption issued for 899 North Point Street]

Motion affirming the determination by the Planning Department that the 899 North Point Street project is categorically exempt from environmental review under the California Environmental Quality Act. (Clerk of the Board)

Enacted Number: M06-78

Supervisor Alioto-Pier, seconded by Supervisor Elsbernd, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin
Absent: 1 - Sandoval

060931 [Disapproving the categorical exemption issued for 899 North Point Street]

Motion disapproving the determination by the Planning Department that the 899 North Point Street project is categorically exempt from environmental review under the California Environmental Quality Act. (Clerk of the Board)

Supervisor Alioto-Pier, seconded by Supervisor Elsbernd, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin
Absent: 1 - Sandoval

060932 [Preparation of findings related to the 899 North

Point Street project]

Motion directing the Clerk of the Board to prepare findings related to the appeal of the determination by the Planning Department that the project at 899 North Point Street project is exempt from environmental review under the California Environmental Quality Act. (Clerk of the Board)

Enacted Number: M06-77

Supervisor Alioto-Pier, seconded by Supervisor Elsbernd, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin
Absent: 1 - Sandoval

ROLL CALL FOR INTRODUCTIONS

PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes. Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

Abdullah Megaheed; expressed concern with issues relating to the Middles East War and President Bush

James Chaffee; expressed concern with issues relating to the SF Public Library

Walter; expressed in song the sights in San Francisco

Eugene Gordon, Jr.; expressed concern with issues relating to the violation of human rights

Joe O'Donoghue;expressed concern with issues relating to warehouse evictions

John Da Donna; expressed concern with issues relating to the Middle East War

Supervisors Alioto-Pier and Dufty were noted present at 3:40 p.m.

CLOSED SESSION

CONFERENCE WITH CITY ATTORNEY - Anticipated Litigation as Defendant

Supervisor Sandoval was noted absent at 3:48 p.m.

060964 [Closed Session - Potential Litigation - Telephone Users Tax]

Motion that the Board of Supervisors convene in closed session with the City Attorney for the purpose of conferring with, or receiving advice from, the City Attorney regarding a recent ruling by the Internal Revenue Service (Notice 2006-50) that may result in litigation involving the City related to the Telephone Users Tax in San Francisco - Business and Tax Regulations Code Section 701, et seq. Government Code Section 54956.9(a) and San Francisco Administrative Code Section 67.10(d)(2) permit this closed session because discussion in open session concerning this matter would likely and unavoidably prejudice the position of the City in the potential litigation. (City Attorney)

Supervisor Mirkarimi, seconded by Supervisor McGoldrick, moved to convene in Closed Session. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin
Absent: 1 - Sandoval

CLOSED SESSION

The Board recessed at the hour of 3:48 p.m. to convene in closed session pursuant to the above motion.

Reconvening of the Board

The Board at the hour of 4:01 p.m. reconvened.

Calling the Roll

The following Supervisors were noted present: Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin - 10

Persons in attendance: Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin

Cheryl Adams, Deputy City Attorney

Julie Van Nostern, Deputy City Attorney

Tom Long, Deputy City Attorney

Ed Harrington, Controller

Gloria L. Young, Clerk of the Board

Kay Gulbengay, Deputy Clerk

[Elect Not to Disclose] Motion that the Board finds that it is in the best interest of the public that the Board elect at this time not to disclose its closed session deliberations concerning the anticipated litigation listed above.

Supervisor Elsbernd, seconded by Supervisor Maxwell, moved. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin
Absent: 1 - Sandoval

Supervisors Alioto-Pier and Dufty were noted absent at 3:35 p.m.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

061080 [Supporting the efforts of Teamsters Local 278 in negotiating a collective bargaining agreement with Whole Foods of California Incorporated] **Supervisor Elsbernd**

Resolution supporting the efforts of Teamsters Local 278 in negotiating a collective bargaining agreement with Whole Foods of California Incorporated.

Enacted Number: 452-06

ADOPTED by the following vote:

Ayes: 9 - Ammiano, Daly, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 2 - Alioto-Pier, Dufty

061081 **[Accept-Expend National Oceanic and Atmospheric Administration Grant]** Supervisor Ma

Resolution authorizing the Office of Emergency Services to accept and expend a Federal grant in the amount of $16,500 from the National Oceanic and Atmospheric Administration (NOAA) to begin participation in the "TsunamiReady" program.

Enacted Number: 434-06

ADOPTED by the following vote:

Ayes: 9 - Ammiano, Daly, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 2 - Alioto-Pier, Dufty

061083 **[Accept-Expend Federal Grant - Mayor's Office of Criminal Justice]** Supervisor Maxwell

Resolution authorizing the Mayor's Office of Criminal Justice (MOCJ) to retroactively accept and expend a grant in the amount of $37,500 from the van Loben Sels/RembeRock Foundation for the purpose of exploring potential alternatives to the California Youth Authority/Division of Juvenile Justice for San Francisco youth.

Enacted Number: 443-06

ADOPTED by the following vote:

Ayes: 9 - Ammiano, Daly, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 2 - Alioto-Pier, Dufty

061084 **[Apply for State Re-Use Assistance Grant - Department of the Environment]** Supervisor Mirkarimi

Resolution authorizing the Department of the Environment to apply for annual grants from the California Integrated Waste Management Board for the purpose of conducting activities leading to an increase of the re-use of materials that might otherwise go into the landfill.

Enacted Number: 442-06

ADOPTED by the following vote:

Ayes: 9 - Ammiano, Daly, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 2 - Alioto-Pier, Dufty

061087 **[Supporting the resource efficient building conference and expo, West Coast Green]** Supervisor Mirkarimi

Resolution promoting the advancement of residential green building in San Francisco by supporting the conference and expo West Coast Green, September 28-30, 2006 at Bill Graham Civic Auditorium, and declaring the last week of September as "Green Building Week" in San Francisco.

Enacted Number: 441-06

ADOPTED by the following vote:

Ayes: 9 - Ammiano, Daly, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 2 - Alioto-Pier, Dufty

061091 [Supporting Proposition 84 - The Clean Water, Parks and Coastal Protection Bond] **Supervisor Peskin**

Resolution expressing support for California State Proposition 84, the Clean Water, Parks and Coastal Protection Bond.

Enacted Number: 453-06

ADOPTED by the following vote:

Ayes: 9 - Ammiano, Daly, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 2 - Alioto-Pier, Dufty

Severed from the Without Reference to Committee Agenda

Supervisor Peskin requested that this matter be severed so that it might be considered separately.

061079 [Designation of a Government Representative to the Board of Directors of Lenders for Community Development] **Supervisor Alioto-Pier**

Resolution designating a Government Representative to the Board of Directors of Lenders for Community Development to act on behalf of the City and County of San Francisco in that capacity; and granting authority to City officials to designate replacement Government Representatives.

Continued to August 1, 2006

Supervisor Ammiano, seconded by Supervisor Maxwell, moved that this Resolution be CONTINUED. The motion carried by the following vote:

Ayes: 9 - Ammiano, Daly, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 2 - Alioto-Pier, Dufty

Supervisor Elsbernd requested that Files Nos. 061085, 061086, 061088 and 061089 be severed so that they might be considered separately.

061085 [Supporting Assembly Bill 2449 - Mandating statewide recycling of checkout bags at grocery stores] **Supervisor Mirkarimi**

Resolution urging San Francisco's elected officials in Sacramento to support AB 2449, mandating statewide recycling of checkout bags at grocery stores, and oppose any language that would pre-empt the right of local jurisdictions to institute fees or other requirements to promote waste reduction.

Continued to August 1, 2006

Supervisor Elsbernd, seconded by Supervisor Ma, moved that this Resolution be CONTINUED. The motion carried by the following vote:

Ayes: 9 - Ammiano, Daly, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 2 - Alioto-Pier, Dufty

061086 [Resisting the Federal Government's Intervention in a San Francisco Investigation] **Supervisors Mirkarimi, Ammiano, Daly**

Resolution resisting the federal government's intervention in the City and County of San Francisco's investigation of the July 8th, 2005 G-8 protest and expressing support for the California Shield Law.

Continued to August 1, 2006

Supervisor Elsbernd, seconded by Supervisor Sandoval, moved that this Resolution be CONTINUED. The motion carried by the following vote:

Ayes: 9 - Ammiano, Daly, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 2 - Alioto-Pier, Dufty

061088 [Collecting Data on the Number of Ellis Act Evictions Enforced by the Sheriff] **Supervisors Mirkarimi, Ammiano, Dufty**

Resolution urging the San Francisco Sheriff's Department to collect data on the number of Ellis Act evictions it enforces by adding a checkbox on its eviction instruction form to disclose that the eviction is an Ellis Act eviction.

Continued to August 1, 2006

Supervisor Elsbernd, seconded by Supervisor Ma, moved that this Resolution be CONTINUED. The motion carried by the following vote:

Ayes: 9 - Ammiano, Daly, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 2 - Alioto-Pier, Dufty

061089 [Enforcement of and Assistance with Ellis Act Evictions] **Supervisors Mirkarimi, Ammiano**

Resolution urging the San Francisco Sheriff to not enforce Ellis Act evictions and the Rent Board to not assist landlords with evicting tenants under the Ellis Act, and commending the San Francisco Sheriffs Department for establishing the only sheriff-led Eviction Assistance program in the State of California.

Continued to August 1, 2006

Supervisor Elsbernd, seconded by Supervisor Ma, moved that this Resolution be CONTINUED. The motion carried by the following vote:

Ayes: 9 - Ammiano, Daly, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 2 - Alioto-Pier, Dufty

Supervisor McGoldrick requested that this matter be severed so that it might be considered separately.

061090 [Pruning Standards for Public Trees in the City and County of San Francisco] **Supervisor Peskin**

Resolution adopting the Pruning Standards for Trees in the City and County of San Francisco that apply to all those working on public trees, including City and County of San Francisco employees, private contractors, property owners, and residents.

REFERRED to the City Operations and Neighborhood Services Committee.

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

061068 [Time limits for Landmarks Board and Planning Commission review of proposed landmarks and historic districts] **Supervisors Maxwell, Peskin**

Ordinance amending Planning Code Sections 1004.2 and 1004.3 to provide for time limits for Landmarks Board and Planning Commission review of proposed landmark and historic district designations; and making General Plan and Planning Code Section 101(b) findings.

7/18/06, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 8/17/2009.

7/21/06, REFERRED TO DEPARTMENT. Referred to Planning Commission for review and comments.

7/25/06, SUBSTITUTED. Supervisor Maxwell submitted a substitute ordinance bearing new title.

7/25/06, ASSIGNED to Land Use and Economic Development Committee.

060892 [Revenue Control Equipment requirements for Parking Garages and Lots] **Supervisor McGoldrick**

Ordinance adding Article 22 to the Business and Tax Regulations Code, amending Article 9 of the Business and Tax Regulations Code, and repealing Article 49 of the Police Code, to establish revenue control equipment functionality and business practices requirements for purposes of Parking Tax collection and consumer protection, to establish penalties for violation, to require that parking garage and lot operators certify concurrent with payment of Parking Taxes their use of revenue control equipment that meets those requirements, and establishing a limited Parking Tax amnesty program.

(Fiscal impact.)

6/20/06, ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 7/20/2006. 06/28/06 - Referred to the Small Business Commission for review and comment.

7/25/06, SUBSTITUTED. Supervisor McGoldrick submitted a substitute ordinance bearing new title.

7/25/06, ASSIGNED to Budget and Finance Committee.

061108 [Zoning-Creating the Fringe Financial Service Restricted Use District and Related Zoning Map Amendments] Supervisor Ammiano

Ordinance amending Section 249.5 and adding Section 785 to the San Francisco Planning Code to create a noncontiguous Fringe Financial Service Restricted Use District prohibiting new fringe financial services, as defined, with certain exceptions; adding Section 790.111 to the San Francisco Planning Code to define a Fringe Financial Service Use; amending San Francisco Planning Code Section 312(c) to require certain notice in Neighborhood Commercial Districts; amending San Francisco Planning Code Sections 710 through 730 to add Fringe Financial Service Use to the Neighborhood Commercial District Zoning Control Tables; amending Sectional Maps Numbers 1SU, 2SU, 6SU, 7SU, 8SU, and 10SU of Zoning Map of the City and County of San Francisco to indicate the boundaries of the Fringe Financial Service Restricted Use District, and making findings, including environmental findings and findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan. (Treasurer-Tax Collector)

7/25/06, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 8/24/2006.

061109 [Crestmont Hill Controls] Supervisor Elsbernd

Ordinance amending the San Francisco Building Code by adding Section 106.4.1.3 to create a Crestmont Hill Slope Protection Area and require the Structural Advisory Committee to review and make recommendations on specified permit applications within that area, which is generally bounded on the east by Crestmont Drive and its undeveloped northern extension, on the south along Oak Park to its intersection with Christopher Boulevard, west to Warren Drive, north along Warren Drive to the 6th Avenue and Kirkham Street intersection, and Kirkham Street in an easterly direction to its end at the undeveloped extension of Crestmont Drive, and to require mandatory denial of the permit by the Director of Building Inspector under specified circumstances; amending Section 105.6.2 to specify the composition of the Structural Advisory Committee for permit applications located within the Crestmont Hill Slope Protection Area; amending Building Code Section 106.3.2 to require that the applicant for certain permit applications located within the Crestmont Hill Slope Protection Area provide substantial documentation that there exists sufficient infrastructure to support the proposed residential development and that the proposed emergency access routes meet standards in effect at the time of the application; amending Building Code Section 1701.5 to require special inspections throughout the construction process for sites located within the Crestmont Hill Slope Protection Area.

7/25/06, RECEIVED AND ASSIGNED to Land Use and Economic Development

Committee.

061112 [Recreation and Park - Farmers' Markets] Supervisor Mirkarimi

Ordinance amending the San Francisco Park Code by adding Section 7.21, to authorize Farmers' Markets, as certified by the Agricultural Commissioner, to be located on property under the jurisdiction of the Recreation and Park Commission upon the making of certain findings by the Commission; amending San Francisco Administrative Code Section 9A.3 to authorize the Agricultural Commissioner to work with the Recreation and Park Department to identify suitable sites on property under the jurisdiction of the Recreation and Park Commission upon which to locate Farmers' Markets; and amending San Francisco Administrative Code Section 9A.15 to require Farmer's Market vendors to accept forms of payment provided by participants of federal, state or local food assistance programs.

7/25/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

061116 [Department of Emergency Management; Divisions of Emergency Communications and of Emergency Services and Homeland Security; qualifications for Director and Deputy Directors] Supervisor Alioto-Pier

Draft ordinance amending the San Francisco Administrative Code, by amending Section 2A.200, to re-name the "Department of Emergency Communications" as the "Department of Emergency Management," establish Divisions of Emergency Communications and of Emergency Services and Homeland Security within the Department, and set qualifications for the Director and Deputy Directors, and by amending Section 7.7, to substitute the Director of the Department of Emergency Management for the Director of Emergency Services.

7/25/06, RECEIVED AND ASSIGNED to Rules Committee.

Resolutions

061090 [Pruning Standards for Public Trees in the City and County of San Francisco] Supervisor Peskin

Resolution adopting the Pruning Standards for Trees in the City and County of San Francisco that apply to all those working on public trees, including City and County of San Francisco employees, private contractors, property owners, and residents.

7/18/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

7/25/06, REFERRED to City Operations and Neighborhood Services Committee.

061110 [General Obligation Refunding Bonds] Mayor, Supervisor Daly

Resolution approving the form of and authorizing the distribution of a preliminary official statement relating to the issuance of City and County of San Francisco general obligation refunding bonds and authorizing preparation, execution and delivery of final a official statement; acknowledging the receipt of certain information relating to such refunding bonds; ratifying the approvals and terms and conditions of a previous resolution; and related matters.

7/25/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

061111 [Wild parrots of Telegraph Hill - License agreement for tree preservation at 233 Greenwich] Mayor, Supervisor Dufty

Resolution approving a license agreement with the owners of 233 Greenwich Street and the Northeast San Francisco Conservancy to allow for the preservation of Monterey Cypress trees that provide habitat for the wild parrots of Telegraph Hill; and authorizing official acts in connection thereto.

7/25/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

061115 [Accept and Expend Grant - Sheriff's Department program providing jail diversion opportunities involving integrated mental health services to incarcerated women] Supervisor Ma

Resolution authorizing the Sheriff's Department to accept and expend a grant in the amount of $397,934 from the Substance Abuse and Mental Health Services Administration for providing jail diversion opportunities involving integrated mental health and substance abuse treatment for incarcerated women.

7/25/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

061119 [Authority to Expend State Funding-CalHome Grant of $750,000] Supervisor Elsbernd

Resolution authorizing the Mayor of the City and County of San Francisco to expend $750,000 in grants from the California Department of Housing and Community Development under the CalHome Mortgage Assistance Program as authorized by and pursuant to Chapter 6 of Part 2 of Division 31 of the Health and Safety Code, commencing with Section 50650 and implementing regulations to assist low income first time homebuyers with deferred loans to purchase single family residences in the City.

7/25/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

061120 [Supporting Proposition 1C, Housing and Emergency Shelter Trust Fund Act of 2006] Supervisors Peskin, Daly

Resolution expressing support for California State Proposition 1C, Housing and Emergency Shelter Trust Fund Act of 2006.

061121 [Single Room Occupancy (SRO) Task Force] Supervisor Ammiano

Resolution amending the Single Room Occupancy (SRO) Health, Stabilization and Safety Task Force to rename it the Single Room Occupancy (SRO) Task Force, to redefine its mission and duties, to dissolve the current SRO Task Force and to restructure it as the SRO Task Force to reflect the conditions faced in 2006 by SRO tenants, operators and owners, reducing its membership to thirteen: eight appointed by the Board of Supervisors; four appointed by designated Department Heads; and one chair appointed by the Director of Health.

7/25/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

061124 [Ground Lease of Redevelopment Agency Land for Kokoro Assisted Living Facility]

Resolution approving the Redevelopment Agency of the City and County of San Francisco's lease of land at Assessor's Block 674, Lot 33, commonly known as 1881 Bush Street, southeast corner of Bush and Laguna Streets, San Francisco, California (the "Site") in the Western Addition A-2 Redevelopment Project Area, to the JAPANESE AMERICAN RELIGIOUS FEDERATION ASSISTED LIVING FACILITY, INC., a California nonprofit corporation, for 69 years, with a 30 year option to extend, for the purpose of maintaining a fully licensed assisted living facility for low-and moderate-income senior households with some market rate housing.

(Fiscal impact.)

7/25/06, RECEIVED AND ASSIGNED to Board of Supervisors. 8/9/06 - Received from SF Redevelopment Agency, background materials pertaining to the proposed 1881 Bush Street Ground Lease Kokoro Assisted LIving Facility.

Requests for Hearing

061113 [Golden Gate Park Stables] **Supervisor McGoldrick**

Hearing on the status of reopening the historic Golden Gate Park Stables which have been closed since September of 2001.

7/25/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

061125 [Hearing - Ground Lease of Redevelopment Agency Land for Kokoro Assisted Living Facility]

Hearing of persons interested in or objecting to proposed resolution approving the Redevelopment Agency of the City and County of San Francisco's lease of land at Assessor's Block 674, Lot 33, commonly known as 1881 Bush Street, southeast corner of Bush and Laguna Streets, San Francisco, California (the "Site") in the Western Addition A-2 Redevelopment Project Area, to the JAPANESE AMERICAN RELIGIOUS FEDERATION ASSISTED LIVING FACILITY, INC., a California nonprofit corporation, for 69 years, with a 30 year option to extend, for the purpose of maintaining a fully licensed assisted living facility for low- and moderate-income senior households with some market rate housing. (Clerk of the Board)

7/25/06, SCHEDULED FOR PUBLIC HEARING. To Board as a Special Order on August 15, 2006 at 4:00 p.m. 8/9/06 - Received from SF Redeveopment Agency background materials pertaining to 1881 Bush Street Ground Lease Kokoro Assisted Living Facility. Copies to be included in the Board packet for members of the Board and City Attorney.

Motions

061114 [Amending the Board's Rules to include an item on the calendar once a month for the Mayor to appear in person before the Board and engage in formal policy discussions with members of the Supervisor Daly

Motion adding Rule 3.14 to the Board of Supervisors' Rules of Order, to include an item on the Board's calendar once a month for the Mayor to appear in person before the Board and engage in formal policy discussions with members of the Board.

7/25/06, RECEIVED AND ASSIGNED to Rules Committee.

061117 [Adopting findings related to affirming the categorical exemption issued for 899 North Point Street]

Motion adopting findings related to affirming the determination by the Planning Department that the 899 North Point Street project is categorically exempt from environmental review under the California Environmental Quality Act.

7/25/06, REFERRED to Board of Supervisors.

061118 [Authorizing preparation of Proponent/Opponent ballot arguments and rebuttal ballot arguments for submittal to the voters at the November 7, 2006 Election]

Motion authorizing preparation of written Proponent and Opponent ballot arguments and rebuttal ballot arguments for Charter Amendments and other Measures approved by the Board of Supervisors for submittal to the voters at the November 7, 2006 Election.

7/25/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

PROPOSED ORDINANCES

061032 [Mission Bay North Commons at Park P17 Improvements]

Ordinance designating a portion of State Trust Parcel adjacent to Park P17 for public right-of-way purposes; approving a map showing such areas and declaring such areas to be open public right-of-way; naming the new right-of-way Terry A. Francois Boulevard; designating street grades, sidewalk widths, and street parking restrictions; accepting the irrevocable offer for the acquisition facilities; designating said facilities to public use and accepting for maintenance and liability purposes, subject to specified limitations; adopting environmental findings and findings that such actions are consistent with the City's General Plan, eight priority policy findings of City Planning Code section 101.1, and the Mission Bay South Redevelopment Plan; accepting Department of Public Works Order No. 176,148 and authorizing official acts in connection with this Ordinance. (Public Works Department)

7/13/06, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

061030 [Regulating Street Artists - Compensation of Advisory Committee]

Ordinance amending Article 24 of the San Francisco Police Code by amending Section 2402 to allow members of the Advisory Committee of Street Artists and Craftmen Examiners to be reimbursed for their reasonable travel expenses traveling to and from Committee meetings, Street Artist screenings, and other Advisory Committee activities. (Arts Commission)

7/11/06, ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 8/24/2006.

061033 [Mission Bay - Parks NP1 & NP2 Improvements]

Ordinance designating a portion of State Trust Parcel 1 lying next to Channel for public open space and park purposes; naming the new park "Mission Creek Park"; accepting the irrevocable offer for the acquisition facilities; designating said facilities to public open space and park purposes and accepting for maintenance responsibilities and liability purposes; adopting findings that such actions are consistent with the City's General Plan, priority policy findings of City Planning Code section 101.1, and the Mission Bay North Redevelopment Plan; accepting Department of Public Works Order No. 176,149 and authorizing official acts in connection with this Ordinance. (Public Works Department)

7/13/06, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

PROPOSED RESOLUTIONS

061028 [Unpaid DPH Delinquent Refuse Service payment liens to become special assessments to the property taxes]

Resolution confirming report of delinquent charges for refuse collection service and nuisance removal costs submitted by the Director of Public Health, as modified to the date of adoption of this resolution, and creating special assessments and liens based thereon. (Public Health Department)

7/7/06, SCHEDULED FOR PUBLIC HEARING. Scheduled for August 8, 2006, at 3:00 p.m.

061029 [Parking Regulations]

Resolution enacting and rescinding parking regulations at various locations.

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
Charles J. Brenham Street, west side, between Market and McAllister Streets.

(7/13/06: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3215.)

7/14/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

061031 [Approval of the Substance Abuse and Crime Prevention Act of 2000-Implementation Plan]

Resolution authorizing adoption of the San Francisco County Plan for the Substance Abuse and Crime Prevention Act of 2000 for Fiscal Year 2006-2007. (Public Health Department)

7/14/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

Requests Granted

From: Supervisor Elsbernd

To: Municipal Transportation Agency

Requesting/Inquiring: To explore the possibility of installing speed limit signs and investigate other measures to reduce vehicular speeds on Circular Avenue (located off of Monterey and near 280).

From: Supervisor McGoldrick

To: City Attorney

Requesting/Inquiring: To draft legislation that would make it illegal to vandalize both public and private properties through tagging and to provide for civil penalties.

From: Supervisor Sandoval

To: Mayor's Office

Requesting/Inquiring: Requesting disclosure of all expenditures related to efforts to pursue the 2016 Olympics, including, but not limited to, staff salaries and travel expenses by Tuesday, August 8, 2006. Also, what the total expected costs of national and international bids for the 2016 Summer Olympics would be and what would be the source of those funds by Tuesday, August 8, 2006 as well.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: To report on the status of repairing the sidewalks at: 701 Webster Street and 1418 Haight Street.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: To report on the status of trimming the city tree at 1029 Golden Gate Avenue, Apartment F. The tree is blocking the windows of several 3rd floor apartments and preventing the elderly residents from opening their windows. This is creating a safety hazard because of the heat.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: To report on the status of removing graffiti at the following property locations: 398 Haight, 876 Haight and 160 Pierce.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: To report on the status of alerting the

In Memoriams

Nancy Chung (Entire Board)

Wayne "Louie" Tuaolo (Entire Board)

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 4:11 p.m.

Gloria L. Young, Clerk of the Board

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on August 15, 2006.

Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

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Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at sotf@sfgov.org
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MEETING MINUTES

Tuesday, August 1, 2006
2:00 PM
Legislative Chamber - Second Floor
Regular Meeting

Board of Supervisors

AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, FIONA MA, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL

Members Present:	*Michela Alioto-Pier, Tom Ammiano, Chris Daly, Bevan Dufty, Sean Elsbernd, Fiona Ma, Sophie Maxwell, Jake McGoldrick, Ross Mirkarimi, Aaron Peskin.*
Members Excused:	*Gerardo Sandoval.*
Members Absent:	*None.*

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:07 p.m. On the call of the roll, Supervisor Sandoval was noted absent.

Supervisor Sandoval was excused from attendance. (See Infra)

There was a quorum.

Supervisor Sandoval Excused from Attendance

Supervisor Dufty, seconded by Supervisor Maxwell, moved to excuse Supervisor Sandoval from attending today's meeting. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin
Excused: 1 - Sandoval

APPROVAL OF MEETING MINUTES

Supervisor Elsbernd, seconded by Supervisor Mirkarimi, moved to approve the Meeting Minutes of June 27, 2006. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin
Excused: 1 - Sandoval

COMMUNICATIONS

CONSENT AGENDA

Recommendation of the City Operations and

Neighborhood Services Committee

060826 [Prohibiting vehicle parking for commercial advertising purposes] **Supervisors McGoldrick, Dufty**

Ordinance repealing San Francisco Police Code Section 681, adding San Francisco Traffic Code Section 63.3, and amending San Francisco Traffic Code Section 132 to impose a penalty of $100 for violation of Traffic Code Section 63.3. (Parking and Traffic Department)

Enacted Number: 214-06

FINALLY PASSED

Recommendations of the Rules Committee

060827 [Settlement of Lawsuit - Nibbi Brothers, Inc]

Ordinance authorizing settlement of the lawsuit filed by Nibbi Brothers, Inc., against the City and County of San Francisco for $300,000; the lawsuit was filed on January 17, 2006 in San Francisco Superior Court, Case No. CGC 06448631; entitled Nibbi Brothers, Inc., v. City and County of San Francisco. (City Attorney)

Enacted Number: 215-06

FINALLY PASSED

060842 [Settlement of Lawsuit - Alfonso Helena]

Ordinance authorizing settlement of the lawsuit filed by Alfonso Helena against the City and County of San Francisco for $114,500; the lawsuit was filed on January 20, 2004 in United States District Court, Northern District of California, Case No. C04-0260; entitled Alfonso Helena, et al., v. City and County of San Francisco, et al.

Enacted Number: 216-06

FINALLY PASSED

061037 [Settlement of Lawsuit - Alameda County]

Ordinance authorizing settlement of the lawsuit, County of Alameda, Alameda County Flood Control and Water Conservation District v. City and County of San Francisco, for declaratory and injunctive relief, and costs of suit including attorneys fees, filed on June 19, 2006 San Francisco County Superior Court, Case No. CPF-06-506443; material terms of said settlement are payments in the amount of $1.2 million to Alameda County Flood Control and Water Conservation District for projects in the Alameda Creek watershed. (City Attorney)

PASSED, ON FIRST READING

060990 [Appointment - Golden Gate Bridge, Highway and Transportation District]

Resolution appointing Richard Grosboll, term ending January 31, 2007, to the Board of Directors, Golden Gate Bridge, Highway and Transportation District.

Richard Grosboll, succeeding Leah Shahum, resigned, seat 3, represents public at large, subject to review and affirmation by the Board of Supervisors in January of each odd-numbered year, for the unexpired portion of a two-year term ending January 31, 2007.

Enacted Number:	454-06

ADOPTED

061062 [Appointment - Lead Hazard Reduction Citizens Advisory Committee]

Resolution appointing James Ruigomez, term ending December 22, 2009, to the Lead Hazard Reduction Citizens Advisory Committee; residency requirement waived.

James Ruigomez, succeeding Theodore Strong, term expired, seat 4, must represent the building trades, for the unexpired portion of a four-year term ending December 22, 2009.

Enacted Number:	455-06

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin
Excused: 1 - Sandoval

REGULAR AGENDA

UNFINISHED BUSINESS

From the Clerk

061117 [Adopting findings related to affirming the categorical exemption issued for 899 North Point Street]

Motion adopting findings related to affirming the determination by the Planning Department that the 899 North Point Street project is categorically exempt from environmental review under the California Environmental Quality Act.

Enacted Number: M06-81

APPROVED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin
Excused: 1 - Sandoval

Recommendations of the Land Use and Economic Development Committee

060345 [Zoning Jackson Square Special Use District] Supervisor Peskin

Ordinance amending the San Francisco Planning Code by amending Section 249.25 (Jackson Square Special Use District) to require that ground floor institutional use be subject to conditional use authorization and by amending Sectional Map 1SU of the Zoning Map of the City and County of San Francisco to include Lot 4, Block 195 (site of City Landmark No. 237) within the boundaries of the Jackson Square Special Use District; adopting findings, including environmental findings and findings of consistency with the General Plan and priority policies of Planning Code Section 101.1.

Enacted Number: 217-06

FINALLY PASSED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin
Excused: 1 - Sandoval

051685 [Increasing the requirements of the Inclusionary Affordable Housing Program.] Supervisors Daly, Maxwell

Ordinance amending Planning Code Sections 315.1, 315.2, 315.3, 315.4, and 315.5, 315.6, and 315.8 related to the Inclusionary Affordable Housing Program to increase the percentage of affordable housing required for all residential developments of 10 units or more; to adjust the way low and median income is calculated from a method using Metropolitan Statistical Area calculations to City and County of San Francisco calculations; to provide, with certain exceptions, that the amendments apply to any housing project that has not received a first site or building permit by the effective date of this legislation and applies to phased projects on separate but adjacent lots; to provide for mandatory lotteries to market new inclusionary units and the maintenance of a list generated from a lottery for units that become available; to require a project sponsor that elects an alternative to providing on-site inclusionary housing to make its election at the time of project approval; to allow project sponsors to use California Debt Limit Allocation Committee (CDLAC) tax-exempt bonds to finance inclusionary units under certain circumstances; to build all off-site inclusionary units within one mile of the principal project and to offer those units as rental housing or as ownership housing affordable to households earning no more than 80% of median income; requiring the Mayor's Office of Housing to adjust the in lieu fee annually and no later than July 1 and to report the adjustment to the Board of Supervisors; requiring the Mayor's Office of Housing to evaluate its monitoring procedures and those of the San Francisco Redevelopment Agency with the goal of establishing one monitoring system for all inclusionary units in the City and County of San Francisco; requiring the Planning Department to submit a completed impact study to the Board of Supervisors and Planning Commission no later than October 1, 2006; requesting that the Planning Department and Mayor's Office of Housing conduct certain additional studies described herein; and making findings including environmental findings and findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan.

Enacted Number: 219-06

FINALLY PASSED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin
Excused: 1 - Sandoval

NEW BUSINESS

Recommendation of the Budget and Finance Committee

Supervisor Daly was noted absent at 2:35 p.m.

060853 [Restricting Posting of Signs on City-Owned **Supervisor Peskin**

Lamp Posts or Utility Poles]

Ordinance amending Article 5.6 of the San Francisco Public Works Code to increase restrictions governing signs on City-owned lamp posts and utility posts located on commercial streets.

PASSED ON FIRST READING by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin
Absent: 1 - Daly
Excused: 1 - Sandoval

Recommendations of the Government Audit and Oversight Committee

061011 [Assessment Ballots for City Parcels - Fillmore Jazz Community Benefit Districts]

Resolution authorizing the Mayor to cast assessment ballots in the affirmative on behalf of the City and County of San Francisco as the owner of parcels of real property that would be subject to assessment in the proposed property and business improvement district to be named the Fillmore Jazz District Community Benefit District.

Enacted Number: 456-06

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin
Excused: 1 - Sandoval

060947 [Amendment to Budget Analyst Professional Services Agreement] Supervisor Peskin

Motion amending the agreement for Professional Budget Analyst Services between the City and County of San Francisco and Stanton W. Jones and Associates; Debra A. Newman; Rodriguez, Perez, Delgado & Company Certified Public Accountants; Harvey M. Rose Accountancy Corporation Certified Public Accountants; and Louie & Wong LLP Certified Public Accountants ("A Joint Venture") to amend the composition of the Joint Venture, replacing the Harvey M. Rose Accountancy Corporation with Harvey M. Rose Associates, LLC.

Enacted Number: M06-82

APPROVED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin
Excused: 1 - Sandoval

Recommendations of the Land Use and Economic Development Committee

060265 [Residential and Industrial Compatibility and Protection] **Supervisor Maxwell**

Ordinance amending the Administrative Code to add Chapter 35 to provide that certain industrial uses shall not be considered a nuisance due to changed circumstances on adjacent property, with certain exceptions; to require notice regarding adjacent industrial uses to be provided prior to the transfer of real property for residential uses; to provide for civil penalties; to provide for a private right of action; and making environmental findings.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin
Excused: 1 - Sandoval

060926 [Landmark Designation of the Doggie Diner sign, located in the median strip of Sloat Boulevard and 45th Avenue] **Supervisor Elsbernd**

Ordinance Designating the Doggie Diner sign, located in the median strip of Sloat Boulevard and 45th Avenue, as a Landmark under Planning Code Article 10; and adopting General Plan, Planning Code Section 101.1(b) and environmental findings. (Planning Department)

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin
Excused: 1 - Sandoval

Recommendations of the Rules Committee

061061 [Appointment - Entertainment Commission]

Motion appointing Terrance Alan, term ending July 1, 2010, to the Entertainment Commission.

1 seat being considered Terrance Alan, succeeding himself, term expired, seat 2, shall represent the interests of entertainment associations or groups, for a four-year term ending July 1, 2010.

Enacted Number: M06-83

APPROVED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin

Excused: 1 - Sandoval

061048 [Appointments, Taxi Commission]

Motion approving the Mayor's appointments of Tom Oneto and Malcolm Heinicke, terms ending March 2, 2007, and Min Paek, term ending March 2, 2008, to the Taxi Commission. (Clerk of the Board)

Enacted Number: M06-80

APPROVED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin
Excused: 1 - Sandoval

SPECIAL ORDER 3:30 P.M - Recognition of Commendations

Privilege of the Floor

Supervisor Dufty, seconded by Supervisor Elsbernd, moved to suspend Rule 4.37 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, Mirkarimi, Peskin
Absent: 1 - McGoldrick
Excused: 1 - Sandoval

Supervisor Dufty welcomed, introduced and presented a Certificate of Honor to members of the Department of Human Resources staff.

SPECIAL ORDER 4:00 P.M.

Supervisor McGoldrick was noted present at 3:53 p.m.

060980 [Public Hearing - Appeal of Determination of Exemption from Environmental Review for 229 32nd Avenue, Katherine Delmar Burke School (aka 7070 California Street)]

Hearing of persons interested in or objecting to the decision of the Planning Department dated October 31, 2005 (Case No. 2005.0275E), exempting from environmental review under Categorical Exemption Class 14, [State Guidelines Section 15314] and Class 32, [State Guidelines, Section 15332 (a) through (e)], the Katherine Delmar Burke School Addition, located at 229-32nd Avenue (aka 7070 California), Block 1392, Lot 037. The proposed project entails construction of a two-story, 26.5-foot tall arts and science building containing six classrooms, and removal of a paved tennis court presently occupying the site. The new 9,569 sq.ft. infill academic building would add 16 percent capacity in the 3.32-acre campus' existing 60,407 sq.ft. of built space. The project site, within the Katherine Delmar Burke School Campus, is set back from El Camino del Mar to the north and also bounded by Lincoln Park to the west and 32nd Avenue to the east. Located in the Sea Cliff neighborhood, the project site is within the RH-1 (D) Residential, House, One-Family (Detached Dwellings) District and a 40-X Height and Bulk District. The Project would require Conditional Use authorization for modification to an existing Planned Unit Development (PUD) and authorization for expansion of an educational use. (Appellant: James Argo, President, Lincoln Park Neighborhood Association, Inc.)

(Filed June 20, 2006; companion measure to Files 060981, 060982, 060983, District 1.)

The President inquired as to whether or not any member of the public wished to address the Board.

There were none.

The President closed the public hearing.

HEARD AT PUBLIC HEARING.

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the categorical exemption from environmental review described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be adopted.)

060981 [Affirming the categorical exemption issued for the 229 32nd Avenue (aka 7070 California Street) project]

Motion affirming the determination by the Planning Department that the 229 32nd Avenue (aka 7070 California Street) project is categorically exempt from environmental review under the California Environmental Quality Act. (Clerk of the Board)

Enacted Number: M06-84

Supervisor Ammiano, seconded by Supervisor Maxwell, moved that this

Motion be APPROVED. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin
Excused: 1 - Sandoval

060982 [Disapproving the categorical exemption issued for the 229 32nd Avenue (aka 7070 California Street) project]

Motion disapproving the determination by the Planning Department that the 229 32nd Avenue (aka 7070 California Street) project is categorically exempt from environmental review under the California Environmental Quality Act. (Clerk of the Board)

Supervisor Ammiano, seconded by Supervisor Maxwell, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin
Excused: 1 - Sandoval

060983 [Preparation of findings related to the 229 32nd Avenue (aka 7070 California Street) project]

Motion directing the Clerk of the Board to prepare findings related to the appeal of the determination by the Planning Department that the 229 32nd Avenue (aka 7070 California Street) project is exempt from environmental review under the California Environmental Quality Act. (Clerk of the Board)

Enacted Number: M06-85

Supervisor Ammiano, seconded by Supervisor Maxwell, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin
Excused: 1 - Sandoval

SPECIAL ORDER 4:00 P.M.

Supervisor Alioto-Pier Excused From Voting

Supervisor McGoldrick, seconded by Supervisor Elsbernd, moved to excuse Supervisor Alioto-Pier, at her request, because of possible conflict of interest, from voting. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin
Excused: 1 - Sandoval

060966 [Public Hearing - Appeal of Final Environmental Impact Report for Wharf J-10 Project]

Hearing of persons interested in or objecting to the Planning Commission's June 22, 2006, certification of a Final Environmental Impact Report identified as Planning File No. 2001.0636E, through its Motion No. 17274, for a proposed Wharf J-10 demolition and improvements at 2936 Hyde Street in the Fisherman's Wharf area of San Francisco's Northeastern Waterfront. (Appellant: David P. Cincotta, on behalf of F. Alioto Fish Co.)

(Filed July 6, 2006; companion measure to Files 060967, 060968, 060969, District 2.)

The President inquired as to whether or not any member of the public wished to address the Board.

David Cincotta, Attorney for the appellant

President, Telegraph Hill Association, support of appellant

Young male speaker; support of appellant

Nan Roth; Telegraph Hill Association; support of appellant

President North Beach Association; support of appellant

Jerry Adams; support of appellant

Francisco di Costa; support of appellant

Nannie Turrell, and Paul Maltzer, Planning Department's representative reviewed with the Board the Planning Department's recommendation.

Monique Moyer, Executive Director, Port and members of the Port Staff reviewed with the Board the Port's project.

Male Speaker; support of project sponsor

Paul Cappurro; support of project sponsor

Ernestine Weiss support of project sponsor

Rebuttal Period

David Cincotta, Attorney for appellant

The President closed the public hearing.

HEARD AT PUBLIC HEARING by the following vote:

Ayes: 9 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin
Excused: 2 - Alioto-Pier, Sandoval

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the Final Environmental Impact Report described above, you may be limited to raising only those issues you or *someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.*

(Only one of the following two motions should be adopted.)

060967 [Affirming certification of Wharf J-10 FEIR]

Motion affirming the certification by the Planning Commission of the Final Environmental Impact Report for the Wharf J-10 Project.

Continued to August 8, 2006 at 4:30 p.m.

Supervisor Elsbernd, seconded by Supervisor Dufty, moved that this **Motion be CONTINUED. The motion carried** by the following vote:

Ayes: 9 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin
Excused: 2 - Alioto-Pier, Sandoval

060968 [Disapproving certification of Wharf J-10 FEIR]

Motion disapproving the certification by the Planning Commission of the Final Environmental Impact Report for the Wharf J-10 Project.

Continued to August 8, 2006 at 4:30 p.m.

Supervisor Elsbernd, seconded by Supervisor Dufty, moved that this **Motion be CONTINUED. The motion carried** by the following vote:

Ayes: 9 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin
Excused: 2 - Alioto-Pier, Sandoval

060969 [Preparation of findings to disapprove certification of Wharf J-10 FEIR]

Motion directing the Clerk of the Board to prepare findings disapproving the certification by the Planning Commission of the Final Environmental Impact Report for the Wharf J-10 FEIR.

Continued to August 8, 2006 at 4:30 p.m.

Supervisor Elsbernd, seconded by Supervisor Dufty, moved that this **Motion be CONTINUED. The motion carried** by the following vote:

Ayes: 9 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin
Excused: 2 - Alioto-Pier, Sandoval

COMMITTEE REPORTS

ROLL CALL FOR INTRODUCTIONS

PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes. Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

Abdullah Megaheed; expressed concern with the war in the Middle East

Male speaker; expressed concern with issues relating to Golden Gate Park and not allowing the boarding of horses in Golden Gate Park

Ernestine Weiss; expressed concern with the issues allowing a plaque in recognition of Tom Sweeny

Richard McCree; expressed concern with issues relating to his patent for the design of Sigmond Stern Grove

Walter; sang to the Board

Eugene Gordon; expressed concern with issues relating to the violation of human rights conditions

Alex Reyes; expressed concern with issues at the Human Rights Commission and the violation of the non-discrimination code

Ileana Hernandez; expressed concern with issues at the Human Rights Commission and the violation of the non-discrimination

Gary Delagnes, SFPOA; expressed concern with issues related to Item 30

legislation resisting the Federal Government's intervention in a San Francisco investigation in the G-8 Protest, protest and expressing support for the Ca. Shield Law

John Di Donna; expressed concern with the bombing in Lebanon

Liz Wolf-Spader; expressed support for Item 30 legislation resisting the Federal Government's intervention in a San Francisco investigation in the G-8 protest, and expressing support for the Ca. Shield Law

Ms. Johnson; expressed concern with general issues

Steven Worsley; showed interest in the Coit Tower gift shop

Richard Knee; showed support for Item 30 legislation resisting the Federal Government's intervention in a San Francisco investigation in G-8 protest, protest and expressing support for the Ca. Shield Law

Catie Hawkins Ocorrie; expressed concern with SF Police presence at an event

at South Park

Leon Walker, Sr.; expressed concern with SF Police presence at an event

at South Park

John DaCosta; expressed concern with issues relating to public comment

and

Supervisor Daly was noted present at 3:19 p.m.

CLOSED SESSION

CONFERENCE WITH CITY ATTORNEY - Existing Litigation

060939 [Closed Session - Existing Litigation - SF Bicycle Plan Policy]

Motion that the Board of Supervisors convene in closed session with the City Attorney for the purpose of conferring with, or receiving advice from, the City Attorney regarding the following lawsuit entitled Coalition for Adequate Review, Ninety-nine Percent and Rob Anderson v. City and County of San Francisco, San Francisco Superior Court Case No. 505-509, Filed on July 28, 2005, involving a challenge to the City's June 7, 2005 adoption of the 2005 San Francisco Bike Plan Policy Framework. Government Code Section 54956.9(a) and San Francisco Administrative Code Section 67.10(d)(1) permit this closed session because discussion in open session concerning these matters would likely and unavoidably prejudice the position of the City in the pending lawsuit. (City Attorney)

-

CLOSED SESSION

The Board recessed at the hour of 3:39 p.m. to convene in closed session pursuant to the above motion.

Reconvening of the Board

The Board at the hour of 4:09 p.m. reconvened.

Calling the Roll

The following Supervisors were noted present: Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin - 9

Persons in attendance: Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin

Supervisor McGoldrick was noted present at 3:53 p.m.

Supervisor Sandoval was previously excused from today's attendance.

Cheryl Adams, Deputy City Attorney

Audrey Pearson, Deputy City Attorney

Gloria L. Young, Clerk of the Board

Kay Gulbengay, Deputy Clerk

[Elect Not to Disclose] Motion that the Board finds that it is in the best interest of the public that the Board elect at this time not to disclose its closed session deliberations concerning the existing litigation listed above.

Supervisor Mirkarimi, seconded by Supervisor Maxwell, moved. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin
Excused: 1 - Sandoval

Supervisor McGoldrick was noted absent at 3:26 p.m

FOR ADOPTION WITHOUT COMMITTEE

REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

061119 [Authority to Expend State Funding-CalHome Grant of $750,000] Supervisor Elsbernd

Resolution authorizing the Mayor of the City and County of San Francisco to expend $750,000 in grants from the California Department of Housing and Community Development under the CalHome Mortgage Assistance Program as authorized by and pursuant to Chapter 6 of Part 2 of Division 31 of the Health and Safety Code, commencing with Section 50650 and implementing regulations to assist low income first time homebuyers with deferred loans to purchase single family residences in the City.

Enacted Number: 458-06

ADOPTED by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, Mirkarimi, Peskin
Absent: 1 - McGoldrick
Excused: 1 - Sandoval

061121 [Single Room Occupancy (SRO) Task Force] Supervisor Ammiano

Resolution amending the Single Room Occupancy (SRO) Health, Stabilization and Safety Task Force to rename it the Single Room Occupancy (SRO) Task Force, to redefine its mission and duties, to dissolve the current SRO Task Force and to restructure it as the SRO Task Force to reflect the conditions faced in 2006 by SRO tenants, operators and owners, reducing its membership to thirteen: eight appointed by the Board of Supervisors; four appointed by designated Department Heads; and one chair appointed by the Director of Health.

Enacted Number: 459-06

ADOPTED by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, Mirkarimi, Peskin
Absent: 1 - McGoldrick
Excused: 1 - Sandoval

Severed From Without Reference to Committee Agenda

Supervisor Alioto-Pier requested that this matter be severed so that it might be considered separately.

061079 [Designation of a Government Representative to the Board of Directors of Lenders for Community Development] **Supervisor Alioto-Pier**

Resolution designating a Government Representative to the Board of Directors of Lenders for Community Development to act on behalf of the City and County of San Francisco in that capacity; and granting authority to City officials to designate replacement Government Representatives.

Supervisor Alioto-Pier, seconded by Supervisor Elsbernd, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, Mirkarimi, Peskin
Absent: 1 - McGoldrick
Excused: 1 - Sandoval

ADOPTED AS AMENDED by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, Mirkarimi, Peskin
Absent: 1 - McGoldrick
Excused: 1 - Sandoval

Supervisor Mirkarimi requested that following File Nos. 061086, 061088, and 061089 be severed so that they might be considered separately.

061086 [Resisting the Federal Government's Intervention in a San Francisco Investigation] **Supervisors Mirkarimi, Ammiano, Daly**

Resolution resisting the federal government's intervention in the City and County of San Francisco's investigation of the July 8th, 2005 G-8 protest and expressing support for the California Shield Law.

REFERRED to the Rules Committee.

061088 [Collecting Data on the Number of Ellis Act Evictions Enforced by the Sheriff] **Supervisors Mirkarimi, Ammiano, Dufty**

Resolution urging the San Francisco Sheriff's Department to collect data on the number of Ellis Act evictions it enforces by adding a checkbox on its eviction instruction form to disclose that the eviction is an Ellis Act eviction.

REFERRED to the Land Use and Economic Development Committee.

061089 [Enforcement of and Assistance with Ellis Act **Supervisors Mirkarimi,**

Evictions] Ammiano

Resolution urging the San Francisco Sheriff to not enforce Ellis Act evictions and the Rent Board to not assist landlords with evicting tenants under the Ellis Act, and commending the San Francisco Sheriffs Department for establishing the only sheriff-led Eviction Assistance program in the State of California.

REFERRED to the Land Use and Economic Development Committee.

Supervisor Elsbernd requested that the following File Nos. 061085 and 061118 be severed so that they might be considered separately.

061085 [Supporting Assembly Bill 2449 - Mandating statewide recycling of checkout bags at grocery stores] Supervisor Mirkarimi

Resolution urging San Francisco's elected officials in Sacramento to support AB 2449, mandating statewide recycling of checkout bags at grocery stores, and oppose any language that would pre-empt the right of local jurisdictions to institute fees or other requirements to promote waste reduction.

Enacted Number: 460-06

ADOPTED by the following vote:

Ayes: 6 - Ammiano, Daly, Dufty, Maxwell, Mirkarimi, Peskin
Noes: 3 - Alioto-Pier, Elsbernd, Ma
Absent: 1 - McGoldrick
Excused: 1 - Sandoval

061118 [Authorizing preparation of Proponent/Opponent ballot arguments and rebuttal ballot arguments for submittal to the voters at the November 7, 2006 Election]

Motion authorizing preparation of written Proponent and Opponent ballot arguments and rebuttal ballot arguments for Charter Amendments and other Measures approved by the Board of Supervisors for submittal to the voters at the November 7, 2006 Election.

Supervisor Elsbernd, seconded by Supervisor Dufty, moved that this Motion be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, Mirkarimi, Peskin
Absent: 1 - McGoldrick
Excused: 1 - Sandoval

APPROVED AS AMENDED by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, Mirkarimi, Peskin
Absent: 1 - McGoldrick
Excused: 1 - Sandoval

IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding.Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s). For such resolutions to be considered, the Board must first adopt the following two motions.

[Serious Injury Finding] Motion that the Board find that for the resolution (s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

Supervisor Mirkarimi, seconded by Supervisor Maxwell, moved to approve the Serious Injury Finding. The motion carried by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, Mirkarimi, Peskin
Absent: 1 - McGoldrick
Excused: 1 - Sandoval

[Brown Act Finding] Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Mirkarimi, seconded by Supervisor Maxwell, moved to approve the Brown Act Finding. The motion carried by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, Mirkarimi, Peskin
Absent: 1 - McGoldrick
Excused: 1 - Sandoval

061136 [Opposing Federal Legislation] **Supervisors Peskin, Maxwell, Ammiano, Mirkarimi**

Resolution declaring opposition to House Resolution 5970, federal legislation that would lower the minimum wage for workers who earn tips.

Enacted Number:	435-06

ADOPTED by the following vote:
Ayes: 9 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, Mirkarimi, Peskin
Absent: 1 - McGoldrick
Excused: 1 - Sandoval

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

060892 **[Revenue Control Equipment requirements for Parking Garages and Lots]** Supervisors McGoldrick, Daly

Ordinance adding Article 22 to the Business and Tax Regulations Code, amending Article 9 of the Business and Tax Regulations Code, and repealing Article 49 of the Police Code, to establish revenue control equipment functionality and business practices requirements for purposes of Parking Tax collection and consumer protection, to establish penalties for violation, to require that parking garage and lot operators certify concurrent with payment of Parking Taxes their use of revenue control equipment that meets those requirements, and establishing a limited Parking Tax amnesty program.

(Fiscal impact.)

6/20/06, ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 7/20/2006. 06/28/06 - Referred to the Small Business Commission for review and comment.

7/25/06, SUBSTITUTED. Supervisor McGoldrick submitted a substitute ordinance bearing new title.

7/25/06, ASSIGNED to Budget and Finance Committee.

7/28/06, REFERRED TO DEPARTMENT. Referred to the Small Business Commission for review and comment.

8/1/06, TRANSFERRED to Government Audit and Oversight Committee.

8/1/06, SUBSTITUTED. Supervisor McGoldrick submitted a substitute ordinance bearing same title.

8/1/06, ASSIGNED to Government Audit and Oversight Committee.

061141 **[Sole source procurement of interior furniture/workstations and movable partitions for the San Francisco Main Library Renovation]** Supervisor Ma

Ordinance waiving the competitive requirements of San Francisco Administrative Code section 21.1, and authorizing the Purchaser to negotiate and issue a purchase order for interior furniture/workstations and movable partitions for the San Francisco Main Library from One Workplace, a Steelcase distributor, as a sole source.

8/1/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee. Sponsor requests this item to be scheduled at the August 7, 2006 meeting.

061142 [Adding Section 702 to the Business and Tax Regulations Code and amending Sections 703 and 714 of the San Francisco Business and Tax Regulations Code] **Supervisors Mirkarimi, Daly**

Ordinance amending Article 10, Utility Users Tax, by adding Section 702 to the Business and Tax Regulations Code; amending Section 703 of the San Francisco Business and Tax Regulations Code making technical clarifications to the Utility Users Tax on telephone services to address change in interpretation of referenced federal law; and amending Section 714 of the San Francisco Business and Tax Regulations Code to conform with Article 6, Common Administrative Provisions.

8/1/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

Resolutions

061086 [Resisting the Federal Government's Intervention in a San Francisco Investigation] **Supervisors Mirkarimi, Ammiano, Daly**

Resolution resisting the federal government's intervention in the City and County of San Francisco's investigation of the July 8th, 2005 G-8 protest and expressing support for the California Shield Law.

7/18/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

7/25/06, CONTINUED. Continued to August 1, 2006

8/1/06, REFERRED to Rules Committee.

061088 [Collecting Data on the Number of Ellis Act Evictions Enforced by the Sheriff] **Supervisors Mirkarimi, Ammiano, Dufty**

Resolution urging the San Francisco Sheriff's Department to collect data on the number of Ellis Act evictions it enforces by adding a checkbox on its eviction instruction form to disclose that the eviction is an Ellis Act eviction.

7/18/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

7/25/06, CONTINUED. Continued to August 1, 2006

8/1/06, REFERRED to Land Use and Economic Development Committee.

061089 [Enforcement of and Assistance with Ellis Act Evictions] **Supervisors Mirkarimi, Ammiano**

Resolution urging the San Francisco Sheriff to not enforce Ellis Act evictions and the Rent Board to not assist landlords with evicting tenants under the Ellis Act, and commending the San Francisco Sheriffs Department for establishing the only sheriff-led Eviction Assistance program in the State of California.

7/18/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

7/25/06, CONTINUED. Continued to August 1, 2006

8/1/06, REFERRED to Land Use and Economic Development Committee.

061120 [Supporting Proposition 1C, Housing and Emergency Shelter Trust Fund Act of 2006] Supervisors Peskin, Daly

Resolution expressing support for California State Proposition 1C, Housing and Emergency Shelter Trust Fund Act of 2006.

8/1/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

061149 [Resolution to establish the Fillmore Jazz District Community Benefit District] Supervisor Mirkarimi

Resolution establishing a property-based business improvement district to be known as the "Fillmore Jazz District Community Benefit District," ordering the levy and collection of assessments against identified parcels of real property located in that district for five years, commencing with fiscal year 2006-2007, and making environmental findings.

(Economic Impact)

8/1/06, RECEIVED AND ASSIGNED to Board of Supervisors. 8/9/06 - Economic Impact report received. Companion File Nos. 061011, 061149)

061150 [Commending El Cucuy and the Votos por America campaign] Supervisor Mirkarimi

Commending DJ Renan Almendarez Coello, known as El Cucuy, and the Votos por America campaign who are working to register one million new voters.

8/1/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

061151 [Issuance and Sale of Revenue Bonds - Lycee Francaise La Perouse] Supervisor Ma

Resolution approving the issuance and sale of revenue bonds by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed $15,000,000 for the financing of the acquisition, construction, improvement and equipping of facilities of Lycee Francaise La Perouse and certain other matters relating thereto.

8/1/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Request for Hearings

061137 [SF Public Library's increase in the Capitol Projects budget] Supervisor Ammiano

Hearing on the San Francisco Public Library's increase in the Capitol Projects budget.

8/1/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

061138 [City's ability to amend the Administrative Code by adding Chapter 80, Sections 80.1 through 80.10 to require refiners of motor fuels to divorce company-owned service stations in the CCSF] **Supervisor Ammiano**

Hearing regarding the City's ability to amend the Administrative Code by adding Chapter 80, Sections 80.1 through 80.10 to require refiners of motor fuels to divorce company-owned service stations in the City and County of San Francisco, to preclude refiners from owning service stations in San Francisco in the future, and barring discrimination by refiners in the wholesale prices charged to service stations in San Francisco.

8/1/06, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

061139 [City's emergency plan for pets in the event of a major disaster in San Francisco] **Supervisor Ammiano**

Hearing on the status of the City's emergency plan for pets in the event of a major disaster in San Francisco, and requesting the Clerk of the Board to invite the Departments of Public Health, the Office of Emergency Services and Homeland Security to present their plan for pets in the case of a major emergency.

8/1/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

061148 [Hearing - Fillmore Jazz District Community Benefit District]

Hearing of persons interested in or objecting to proposed resolution establishing a property-based business improvement district to be known as the "Fillmore Jazz District Community Benefit District (CBD)," ordering the levy and collection of a multi-year assessment on identified parcels in the district, and making environmental findings. (Clerk of the Board)

8/1/06, SCHEDULED FOR PUBLIC HEARING. Scheduled for August 15, 2006 at 3:00 p.m.

Motion

061136 [Opposing Federal Legislation] **Supervisors Peskin, Maxwell, Ammiano, Mirkarimi**

Resolution declaring opposition to House Resolution 5970, federal legislation that would lower the minimum wage for workers who earn tips.

8/1/06, ADOPTED.

8/2/06, APPROVED.

061140 [Legislative Analyst Request - Police Department] **Supervisor Elsbernd**

Motion requesting the Legislative Analyst to research the disciplinary process of police departments in other jurisdictions. The report should focus on comparing the disciplinary authority of San Francisco's Police Chief, the role of the Office of Citizen Complaints (OCC), and the role of the Police

Commission with comparable jurisdictions within California.

8/1/06, ASSIGNED to Board of Supervisors. Scheduled for Board consideration August 8, 2006. Brief report, desired delivery date August 31, 2006.

PROPOSED ORDINANCES

061032 [Mission Bay North Commons at Park P17 Improvements]

Ordinance designating a portion of State Trust Parcel adjacent to Park P17 for public right-of-way purposes; approving a map showing such areas and declaring such areas to be open public right-of-way; naming the new right-of-way Terry A. Francois Boulevard; designating street grades, sidewalk widths, and street parking restrictions; accepting the irrevocable offer for the acquisition facilities; designating said facilities to public use and accepting for maintenance and liability purposes, subject to specified limitations; adopting environmental findings and findings that such actions are consistent with the City's General Plan, eight priority policy findings of City Planning Code section 101.1, and the Mission Bay South Redevelopment Plan; accepting Department of Public Works Order No. 176,148 and authorizing official acts in connection with this Ordinance. (Public Works Department)

7/13/06, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

061033 [Mission Bay - Parks NP1 & NP2 Improvements]

Ordinance designating a portion of State Trust Parcel 1 lying next to Channel for public open space and park purposes; naming the new park "Mission Creek Park"; accepting the irrevocable offer for the acquisition facilities; designating said facilities to public open space and park purposes and accepting for maintenance responsibilities and liability purposes; adopting findings that such actions are consistent with the City's General Plan, priority policy findings of City Planning Code section 101.1, and the Mission Bay North Redevelopment Plan; accepting Department of Public Works Order No. 176,149 and authorizing official acts in connection with this Ordinance. (Public Works Department)

7/13/06, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

PROPOSED RESOLUTIONS

061035 [Approval of the HIV Prevention Projects Grant application] Supervisor Dufty

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to submit an interim progress report (IPR) in order to continue to receive funding for the HIV Prevention Projects grant from the Centers of Disease Control and Prevention (CDC). This amount of this annual recurring grant for the next grant year (January 1, 2007 to December 31, 2007) is expected to be approximately $9 million. The due date of the IPR is

September 15, 2006. (Public Health Department)

7/19/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

061067 [Extension of Agreement with PRWT Services, Inc.]

Resolution authorizing a two-year extension of the agreement between PRWT Services, Inc. and the City and County of San Francisco. (Municipal Transportation Agency)

(Fiscal impact.)

7/20/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

061093 [Unpaid Department of Public Health complaint reinspection fee liens to become special assessments to the property taxes]

Resolution confirming the report of delinquent reinspection fee costs submitted by the Director of Public Health, as modified to the date of adoption of the resolution, and creating liens and special assessments based thereon. (Public Health Department)

7/19/06, SCHEDULED FOR PUBLIC HEARING. Scheduled for August 8, 2006, at 3:00 p.m.

061095 [Special Assessment of Liens for Assessment Costs]

Resolution confirming report of Delinquent Charges for Code Enforcement cases with Delinquent Assessment of costs, and Fees pursuant to the provisions of Section 102.3, 102.12, 102.17, 102.18, 102.19 et Seq., 103.3.3 Section 108, Section 110 - Tables 1-K and 1-G, and Sections 3407.7.1.3, 3407.7.1.4, 3407.7.1.5, and 3407.7.1.6 et seq., of the San Francisco Building Code, submitted by the Director of the Department of Building Inspection for Services rendered by said Department of Costs thereof having accrued pursuant to Code Violations referenced above. (Building Inspection Department)

7/20/06, SCHEDULED FOR PUBLIC HEARING. Scheduled for August 8, 2006, at 3:00 p.m.

061103 [Recurring FY 2006-2007 State grant funds to the Department of Public Health from the California Department of Health Services]

Resolution authorizing the acceptance and expenditure of State grant funds by the San Francisco Department of Public Health (SFDPH) for FY 2006-2007. (Public Health Department)

7/21/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

061104 [Approval of the Ryan White Comprehensive AIDS Resources Emergency Act grant application] **Supervisor Dufty**

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to submit an application to the Health Resources Services Administration (HRSA) in order to continue to receive funding for the Ryan

White Comprehensive AIDS Resources Emergency (CARE) Act grant (Care Title I). The amount of this annual recurring grant for the next grant year (March 1, 2007 to February 28, 2008) is expected to be approximately $28 million. The projected due date of the application is September 28, 2006. (Public Health Department)

7/21/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

Requests Granted

From: Supervisor Ammiano

To: City Attorney

Requesting/Inquiring: Requesting revised legal advice and recommendations regarding the City's ability to amend the Administrative Code by adding Chapter 80, Section 80.1 through 80.10 to require refiners of motor fuels to divorce company-owned service stations in the City and County of San Francisco, to preclude refiners from owning service stations in San Francisco in the future, and barring discrimination by refiners in the wholesale prices charged to service stations in San Francisco.

From: Supervisor Ammiano

To: City Attorney

Requesting/Inquiring: Requesting a confidential City Attorney opinion on:

ú Whether the Mayor acting on his own, through his staff or other assigns, or through the director of a commission-oversighted department have the authority to rescind, amend or otherwise alter the official acts of a commission?

ú If so, to what extent may such actions be taken? For example, does the authority extend further than making technical corrections of innocent errors such as misspellings, minor/harmless errors of date, time and location?

ú If the Mayor has inherent executive authority to alter or amend such acts, does that authority apply only to commissions that serve at the pleasure of the Mayor? -- Or also to those appointed by the Mayor for a term? Does that authority apply to commissions whose appointees are confirmed by a legislative body? Does that authority extend to commissions whose appointments are shared between the executive and legislative branches?

ú If the Mayor has inherent executive authority to alter or amend such acts of commissions whose appointments are either shared or confirmed by the legislative branches, does that authority extend to a commission's acts that have been confirmed, approved, altered or amended or overturned by the judicial

In Memoriams

Officer Nick-Tomasito-Birco (Entire Board)

George Robinson (Supervisor Dufty)

Anna Teresa Callan (Supervisor Elsbernd)

Aimee Goggins (Supervisors Maxwell, Sandoval)

Margarita Pongiglione (Supervisor Peskin)

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 5:05 p.m.

Gloria L. Young, Clerk of the Board

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on September 12, 2006.

Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers and similar sound-producing electronic devices, (Violators may be removed from the meeting room.) 3) signs to be brought into the meeting or displayed in the room; and 4)standing in the Legislative Chamber.

Citizens are encouraged to testify at Board hearings and to write letters to the Board and to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer.

THE AGENDA PACKET IS AVAILABLE AT CITY HALL, ROOM 244, RECEPTION DESK.

Agendas are available on the internet at www.sfgov.org/site/bdsupvrs_index.asp?id=4383

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Results of each Board meeting can be obtained about a half hour after the end of the meeting by telephoning (415) 554-5555.

Requests for language interpreters at a meeting must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722.

AVISO EN ESPA¥OL: La solicitud para un traductor en una reunion debe recibirse antes de mediodia de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

翻譯 必須在會議前最少四十八小時提出要求
請電 (415) 554-7701

Disability access

The Legislative Chamber (Room 250) and the Committee Room (Room 263) in City Hall are wheelchair accessible.

Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the J, K, L, M, and N (Civic Center or Van Ness Stations). MUNI bus lines serving the area are the 47 Van Ness, 9 San Bruno, and the 6, 7, 71 Haight/Noriega. For more information about MUNI accessible services, call (415) 923-6142.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under the Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact Frank Darby by mail to Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by contacting Mr. Darby or by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at http://www.sfgov.org/sunshine

Lobbyist Registration and Reporting Requirements

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Return to Full Board Agendas

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City and County of San Francisco
Board of Supervisors

Full Board Agendas

City and County of San Francisco

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MEETING MINUTES

Tuesday, August 8, 2006
2:00 PM
Legislative Chamber - Second Floor
Regular Meeting

Board of Supervisors

AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, FIONA MA, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL

Members Present: *Michela Alioto-Pier, Tom Ammiano, Chris Daly, Bevan Dufty, Sean Elsbernd, Fiona Ma, Sophie Maxwell, Jake McGoldrick, Ross Mirkarimi, Aaron Peskin, Gerardo Sandoval.*

Members Excused: *None.*

Members Absent: *None.*

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:19 p.m. On the call of the roll Supervisor Ma was noted absent.

Supervisor Ma was noted present at 2:56 p.m.

There was a quorum.

APPROVAL OF MEETING MINUTES

Supervisor Mirkarimi, seconded by Supervisor Elsbernd, moved to approve July 18, 2006 and July 25, 2006 Meeting Minutes. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Ma

COMMUNICATIONS

President Peskin expressed deepest sympathy for the loss of Supervisor Sue Bierman.

CONSENT AGENDA

Recommendation of the Budget and Finance Committee

060853 [Restricting Posting of Signs on City-Owned **Supervisor Peskin**

Lamp Posts or Utility Poles]

Ordinance amending Article 5.6 of the San Francisco Public Works Code to increase restrictions governing signs on City-owned lamp posts and utility posts located on commercial streets.

Enacted Number:	222-06

FINALLY PASSED

Recommendations of the Land Use and Economic Development Committee

060265 [Residential and Industrial Compatibility and Protection] Supervisor Maxwell

Ordinance amending the Administrative Code to add Chapter 35 to provide that certain industrial uses shall not be considered a nuisance due to changed circumstances on adjacent property, with certain exceptions; to require notice regarding adjacent industrial uses to be provided prior to the transfer of real property for residential uses; to provide for civil penalties; to provide for a private right of action; and making environmental findings.

Enacted Number:	223-06

FINALLY PASSED

060926 [Landmark Designation of the Doggie Diner sign, located in the median strip of Sloat Boulevard and 45th Avenue] Supervisor Elsbernd

Ordinance Designating the Doggie Diner sign, located in the median strip of Sloat Boulevard and 45th Avenue, as a Landmark under Planning Code Article 10; and adopting General Plan, Planning Code Section 101.1(b) and environmental findings. (Planning Department)

Enacted Number:	221-06

FINALLY PASSED

Recommendations of the Rules Committee

061037 [Settlement of Lawsuit - Alameda County]

Ordinance authorizing settlement of the lawsuit, County of Alameda,

Alameda County Flood Control and Water Conservation District v. City and County of San Francisco, for declaratory and injunctive relief, and costs of suit including attorneys fees, filed on June 19, 2006 San Francisco County Superior Court, Case No. CPF-06-506443; material terms of said settlement are payments in the amount of $1.2 million to Alameda County Flood Control and Water Conservation District for projects in the Alameda Creek watershed. (City Attorney)

Enacted Number: 220-06

FINALLY PASSED

061000 [Appointment - Immigrant Rights Commission]

Resolution appointing Vera Haile, Gilberto Alexander and Ivy Lee, terms ending June 6, 2008, and Toye Moses, term ending June 6, 2007, to the Immigrant Rights Commission.

Vera Haile, succeeding herself, term expired, seat 1, must have a demonstrated knowledge of and interest in the health, human service, educational, or employment issues that affect immigrants residing in San Francisco, for a two-year term ending June 6, 2008. Gilberto Alexander, succeeding himself, term expired, seat 2, must have a demonstrated knowledge of and interest in the health, human service, educational, or employment issues that affect immigrants residing in San Francisco, for a two-year term ending June 6, 2008. Ivy Lee, succeeding herself, term expired, seat 5, must have a demonstrated knowledge of and interest in the health, human service, educational, or employment issues that affect immigrants residing in San Francisco, for a two-year term ending June 6, 2008. Toye Moses, succeeding Zina Spektor, resigned, seat 11, must be an immigrant to the United States who is appointed in accordance with Section 4.101 of the Charter. In addition, members shall have a demonstrated knowledge of and interest in the health, human service, educational, or employment issues that affect immigrants residing in San Francisco, for the unexpired portion of a two-year term ending June 6, 2007.

Enacted Number: 464-06

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Ma

REGULAR AGENDA

NEW BUSINESS

Recommendation of the Land Use and Economic Development Committee

060032 **[Allowing certain medical cannabis dispensaries in Residential-House or Residential-Mixed districts to remain open during the 18-month application period and other amendments]** Supervisor Mirkarimi

Ordinance amending the San Francisco Planning Code by amending Sections 209.3, 217, 790.141, and 890.133 to allow certain medical cannabis dispensaries in Residential-House or Residential-Mixed districts to remain open during the 18-month grace period provided for obtaining a permit, to define "community facility" and "recreation building" as those that primarily serve persons under 18 years of age, and to provide certain notice to both owners and occupants within 300 feet of a proposed medical cannabis dispensary; amending the San Francisco Health Code by amending Sections 3303, 3304, 3305, 3306, 3307 and 3312 to amend the permitting process for medical cannabis dispensaries to conform to the California Fire Code, to eliminate the need for an employment background check, to provide for a provisional permit to be issued after a hearing but before construction work is performed, to provide for referral of permit applications to the Department of Building Inspection, and to require employees to wash hands and use sanitary utensils when handling cannabis; and making environmental findings and findings of consistency with the priority planning policies of Planning Code Section 101.1 and the General Plan.

Supervisor Mirkarimi, seconded by Supervisor Ammiano, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Ma

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Daly, Dufty, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 1 - Elsbernd
Absent: 1 - Ma

Recommendations of the Rules Committee

061082 [Declaration of Policy Regarding 2016 Olympics for Submittal to Voters] **Supervisors Sandoval, Daly, Mirkarimi**

Motion asking the voters whether it shall be San Francisco's policy to host the 2016 Olympics given the costs and benefits.

(Supervisor Elsbernd dissenting in Committee.)

Supervisor Sandoval, seconded by Supervisor Ammiano, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Ma

061023 [Reappointment, Entertainment Commission - Bruce G. Lorin] **Mayor**

Motion approving the Mayor's nomination for reappointment of Bruce G. Lorin to the Entertainment Commission, for the term ending June 2, 2010. (Mayor)

Enacted Number: M06-92

APPROVED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Ma

Supervisor McGoldrick was noted absent at 2:47 p.m.

061025 [Reappointment, Board of Appeals - Michael Garcia]

Motion approving the Mayor's reappointment of Michael Garcia to the Board of Appeals for the term ending July 2, 2010. (Mayor)

Enacted Number: M06-91

APPROVED by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, Mirkarimi, Peskin, Sandoval
Absent: 2 - Ma, McGoldrick

SPECIAL ORDER 3:00 P.M.

061027 [Public Hearing - DPH Delinquent Refuse Service Payment Liens (Garbage Liens)]

Hearing of persons interested in or objecting to report of delinquent charges for refuse collection service and nuisance removal costs submitted by the Director of Public Health, as modified to the date of adoption of this resolution, and creating special assessments and liens based thereon. (Clerk of the Board)

The President inquired as to whether or not any member of the public wished to address the Board members.

Scott Nakamura, Department of Public Health, made a report to the Board and provided a list of certain properties to be deleted from the Delinquent Refuse Service Payment Liens Report.

There were none.

The President declared the public hearing closed.

HEARD AT PUBLIC HEARING.

061028 [Unpaid DPH Delinquent Refuse Service payment liens to become special assessments to the property taxes]

Resolution confirming report of delinquent charges for refuse collection service and nuisance removal costs submitted by the Director of Public Health, as modified to the date of adoption of this resolution, and creating special assessments and liens based thereon. (Public Health Department)

Report was amended by deleting certain properties from the Delinquent Refuse Service Payment Liens.

Enacted Number:	470-06

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

061092 [Public Hearing - DPH Reinspection Fee Liens]

Hearing of persons interested in or objecting to report of delinquent reinspection fee costs submitted by the Director of Public Health, as modified to the date of adoption of the resolution, and creating liens and special assessments based thereon. (Clerk of the Board)

The President inquired as to whether or not any member of the public wished to address the Board members.

Scott Nakamura, Department of Public Health, made a report to the Board.

There were none.

The President declared the public hearing closed.

HEARD AT PUBLIC HEARING.

061093 [Unpaid Department of Public Health complaint reinspection fee liens to become special assessments to the property taxes]

Resolution confirming the report of delinquent reinspection fee costs submitted by the Director of Public Health, as modified to the date of adoption of the resolution, and creating liens and special assessments based thereon. (Public Health Department)

Enacted Number: 469-06

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

061094 [Public Hearing - DBI Special Assessment of Liens for Code Enforcement Cases]

Hearing of persons interested in or objecting to report of Delinquent Charges for Code Enforcement cases with Delinquent Assessment of Costs, and Fees pursuant to the provisions of Section 102.3, 102.12, 102.17, 102.18, 102.19 et Seq., Section 108, Section 110 - Tables 1-K, and 1-G, and Sections 3407.7.1.3, 3407.7.1.4, 3407.7.1.5, and 3407.7.1.6 et seq., of the San Francisco Building Code, submitted by the Director of the Department of Building Inspection for Services rendered by said Department of Costs thereof having accrued pursuant to Code Violations referenced above. (Clerk of the Board)

The President inquired as to whether or not any member of the public wished to address the Board members.

Robert Noelke, Department of Building Inspection and Rosemary Bacci, Chief Building Inspector made a report to the Board and provided a list of deletions to be made to the Special Assessments of Liens for Code Enforcement Cases report.

Speakers:

Owner of property located at 750 Sutter Street

Tony Perez representing owners of 1200- 1222 Church Street deleted

The President declared the public hearing closed.

HEARD AT PUBLIC HEARING.

061095 [Special Assessment of Liens for Assessment Costs]

Resolution confirming report of Delinquent Charges for Code Enforcement cases with Delinquent Assessment of costs, and Fees pursuant to the provisions of Section 102.3, 102.12, 102.17, 102.18, 102.19 et Seq., 103.3.3

Section 108, Section 110 - Tables 1-K and 1-G, and Sections 3407.7.1.3, 3407.7.1.4, 3407.7.1.5, and 3407.7.1.6 et seq., of the San Francisco Building Code, submitted by the Director of the Department of Building Inspection for Services rendered by said Department of Costs thereof having accrued pursuant to Code Violations referenced above. (Building Inspection Department)

Report was amended by deleting certain properties from the Special Assessments of Liens for Code Enforcement Case Report and the report was further amended by deleting the property located at 1220-1222 Church Street from the report.

Supervisor Ma was noted present at 3:59 p.m.

Enacted Number: 468-06

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

SPECIAL ORDER 3:30 P.M

061046 [Public Hearing - Appeal of Minor Sidewalk Encroachment for 1230 Mason Street]

Hearing of persons interested in or objecting to the decision of the Department of Public Works, by its letter dated June 29, 2006, dissapproving a request for a Minor Sidewalk Enchroachment Permit to construct a warped-driveway and two (2) planter boxes to encroach 3'6" encroachment into the existing sidewalk at property located at 1230 Mason Street. (Appellant: Yehudah Younessian)

(Filed July 11, 2006; companion measur to Files 06061047, 061057; District 3.)

The President inquired as to whether or not any member of the public wished to address the Board members.

John Quan, Representative of the Department of Public Works made a report.

Property owner of 1230 Mason Street

The President declared the Public Hearing Closed.

HEARD AT PUBLIC HEARING.

(Only one of the following two motions should be adopted.)

061047 [Minor Sidewalk Encroachment Permit - 1230

Mason Street]

Motion affirming the decision of the Department of Public Works denial of a Minor Sidewalk Encroachment Permit to construct a warped-driveway and two (2) planter boxes to encroach 3'6" encroachment into the existing sidewalk at property located at 1230 Mason Street. (Clerk of the Board)

Supervisor Daly was noted absent at 4:17 p.m.

Enacted Number: M06-90

Supervisor McGoldrick, seconded by Supervisor Maxwell, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 7 - Ammiano, Dufty, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 3 - Alioto-Pier, Elsbernd, Ma
Absent: 1 - Daly

061057 [Disapproving a Minor Sidewalk Encroachment Permit - 1230 Mason Street]

Motion disapproving the decision of the Department of Public Works denial of a Minor Sidewalk Encroachment Permit to construct a warped-driveway and two (2) planter boxes to encroach 3'6" encroachment into the existing sidewalk at property located at 1230 Mason Street. (Clerk of the Board)

Supervisor McGoldrick, seconded by Supervisor Maxwell, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 7 - Ammiano, Dufty, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 3 - Alioto-Pier, Elsbernd, Ma
Absent: 1 - Daly

SPECIAL ORDER 3:30 P.M - Recognition of Commendations

Privilege of the floor

Supervisor Sandoval, seconded by Supervisor Ma, moved to suspend Rule 4.37 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Supervisor Sandoval introduced, welcomed and presented a Certificate of Honor to the Members of the American El Salvadoran Chamber of Commerce.

Supervisor Ma introduced, welcomed and presented a Certificate of Honor to members of the Bay Area Dragon Boat Youth Team in recognition of their participation in the International Dragon Boat Youth Team competition.

SPECIAL ORDER 4:00 P.M.

Supervisor Daly was noted present at 4:18 p.m.

060984 [Public Hearing - Appeal of Categorical Exemption from Environmental Review for 70 Douglass Street]

Hearing of persons interested in or objecting to the decision of the Planning Department dated September 27, 2005 (Case No. 2005.0616E), exempting from environmental review under Categorical Exemption, Class 1 and Class 3 [State Guidelines, Section 15301(1)(1) and 15303(b)], the proposal would demolish an existing four-bedroom (BR) single-family dwelling of 2,196 square feet (sq ft) constructed pre-1900, and construct a new two-unit residential building of 7,351 gross sq ft. The site, on the western side of Douglass Street, located approximately mid-block (Assessor's Block 2625, Lot 007A), is an irregular shaped parcel of 3,693 sq ft within the city block bounded by Douglass Street to the east, Ord Street to the west, and 17th Street to the south (Douglass Street dead ends at the northerly end of the block). The project site, located in the Upper Market neighborhood, is zoned RH-2 (Residential, House-Two Family) and is within a 40-X height and bulk district. (Appellants: Susan Detwiler on behalf of the owners of 62-68 Douglass Street.)

(Filed June 27, 2006; companion measure to Files 060985, 060986, 060987, District 8.)

The President inquired as to whether or not any member of the public wished to address the Board members.

Continued to August 15, 2006

Supervisor Dufty, seconded by Supervisor Maxwell, moved that this Hearing be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the categorical exemption from environmental review described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be

adopted.)

060985 **[Affirming the categorical exemption issued for the 70 Douglass Street project]**

Motion affirming the determination by the Planning Department that the project at 70 Douglass Street is categorically exempt from environmental review under the California Environmental Quality Act.

Continued to August 15, 2006

Supervisor Dufty, seconded by Supervisor Maxwell, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060986 **[Disapproving the categorical exemption issued for 70 Douglass Street]**

Motion disapproving the determination by the Planning Department that the 70 Douglass Street project is categorically exempt from environmental review under the California Environmental Quality Act.

Continued to August 15, 2006

Supervisor Dufty, seconded by Supervisor Maxwell, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060987 **[Preparation of findings related to the 70 Douglass Street project]**

Motion directing the Clerk of the Board to prepare findings related to the appeal of the determination by the Planning Department that the project at 70 Douglass Street is exempt from environmental review under the California Environmental Quality Act.

Continued to August 15, 2006

Supervisor Dufty, seconded by Supervisor Maxwell, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

SPECIAL ORDER 4:30 P.M.

From the Board

060967 [Affirming certification of Wharf **J-10 FEIR]**

Motion affirming the certification by the Planning Commission of the Final Environmental Impact Report for the Wharf J-10 Project.

Continued to August 15, 2006

Supervisor Alioto-Pier was previously excused from voting on this matter.

Supervisor McGoldrick, seconded by Supervisor Maxwell, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

060968 [Disapproving certification of Wharf J-10 FEIR]

Motion disapproving the certification by the Planning Commission of the Final Environmental Impact Report for the Wharf J-10 Project.

Continued to August 15, 2006

Supervisor Alioto-Pier was previously excused from voting on this matter.

Supervisor McGoldrick, seconded by Supervisor Maxwell, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

060969 [Preparation of findings to disapprove certification of Wharf J-10 FEIR]

Motion directing the Clerk of the Board to prepare findings disapproving the certification by the Planning Commission of the Final Environmental Impact Report for the Wharf J-10 FEIR.

Continued to August 15, 2006

Supervisor Alioto-Pier was previously excused from voting on this matter.

Supervisor McGoldrick, seconded by Supervisor Maxwell, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

COMMITTEE REPORTS

061142 [Adding Section 702 to the Business and Tax Regulations Code and amending Sections 703 and 714 of the San Francisco Business and Tax Regulations Code] Supervisors Mirkarimi, Daly

Ordinance amending Article 10, Utility Users Tax, by adding Section 702 to the Business and Tax Regulations Code; amending Section 703 of the San Francisco Business and Tax Regulations Code making technical clarifications to the Utility Users Tax on telephone services to address change in interpretation of referenced federal law; and amending Section 714 of the San Francisco Business and Tax Regulations Code to conform with Article 6, Common Administrative Provisions.

Supervisor Daly requested to be added as a co-sponsor.

PASSED ON FIRST READING by the following vote:

Ayes: 7 - Ammiano, Daly, Dufty, Maxwell, Mirkarimi, Peskin, Sandoval
Noes: 2 - Alioto-Pier, Elsbernd
Absent: 2 - Ma, McGoldrick

Supervisor McGoldrick was noted present at 2:50 p.m.

061110 [General Obligation Refunding Bonds] **Mayor, Supervisor Daly**

Resolution approving the form of and authorizing the distribution of a preliminary official statement relating to the issuance of City and County of San Francisco general obligation refunding bonds and authorizing preparation, execution and delivery of final a official statement; acknowledging the receipt of certain information relating to such refunding bonds; ratifying the approvals and terms and conditions of a previous resolution; and related matters.

Supervisor Daly requested to be added as a co-sponsor.

Enacted Number: 466-06

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Ma

ROLL CALL FOR INTRODUCTIONS

Supervisor Ma was noted present at 2:56 p.m.

PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time *limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes. Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.*

Abdullah Megaheed; expressed sympathy for the loss of former Supervisor Sue Bierman and expressed concern with the war in Iraq

Male speaker; expressed sympathy for the loss of former Supervisor Sue Bierman

James Chaffee; expressed sympathy for the loss of former Supervisor Sue Bierman and expressed concern with issues relating to the SF Public Library

Male speaker; expressed concern with Supervisors being absent during public comment and issues with the horse stables being closed in Golden Gate Park

Maria Martinez; expressed issues with relating to the deletion of a Hispanic speaking employee from the Human Rights Commission

Maggie Cardomy; expressed issues with relating to the deletion of a Hispanic speaking employee from the Human Rights Commission

Walter; shared memorabilia with the Board members

Ms. Hernandez; expressed issues with relating to the deletion of a Hispanic speaking employee from the Human Rights Commission

Ms. Castenada; expressed issues with relating to the deletion of a Hispanic speaking employee from the Human Rights Commission

Alex Reyes;expressed issues with relating to the deletion of a Hispanic speaking employee from the Human Rights Commission

Sylvia Johnson; expressed concern with issues relating to HIV

Ronald McDonald; showed appreciation for the Youth Works Program

Leo Tang; showed appreciation for the Youth Works Program

Male speaker; showed appreciation for Supervisor Dufty and expressed issues relating to housing

John Di Donna; expressed sympathy for the loss of former Supervisor Sue Bierman

Lucifer Cheschire; showed interest in the medical marijuana clubs

Male speaker; showed interest for recognizing the Latino community

Francisco Da Costa; expressed concern with issues relating to crime and violence in San Francisco

APPROVAL OF REQUESTS TO THE LEGISLATIVE ANALYST

These items may be introduced by any Supervisor seeking analysis from the Office of the Legislative Analyst on introduced legislation and for the purpose of providing assistance to Board of Supervisors' task forces and advisory committees. Requests to the Legislative Analyst shall require the affirmative vote of a majority of the members of the Board.

061140 [Legislative Analyst Request - Police Department] **Supervisor Elsbernd**

Motion requesting the Legislative Analyst to research the disciplinary process of police departments in other jurisdictions. The report should focus on comparing the disciplinary authority of San Francisco's Police Chief, the role of the Office of Citizen Complaints (OCC), and the role of the Police Commission with comparable jurisdictions within California.

APPROVED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

061120 [Supporting Proposition 1C, Housing and Emergency Shelter Trust Fund Act of 2006] **Supervisors Peskin, Daly**

Resolution expressing support for California State Proposition 1C, Housing and Emergency Shelter Trust Fund Act of 2006.

Supervisor Daly requested to be added as a co-sponsor.

Enacted Number: 467-06

ADOPTED

061150 [Commending El Cucuy and the Votos por America campaign] **Supervisor Mirkarimi**

Commending DJ Renan Almendarez Coello, known as El Cucuy, and the Votos por America campaign who are working to register one million new voters.

Enacted 465-06

Number:

ADOPTED

061151 [Issuance and Sale of Revenue Bonds - Lycee Francaise La Perouse] Supervisor Ma

Resolution approving the issuance and sale of revenue bonds by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed $15,000,000 for the financing of the acquisition, construction, improvement and equipping of facilities of Lycee Francaise La Perouse and certain other matters relating thereto.

Enacted Number: 461-06

ADOPTED

061131 [Final Map - 2011 26th Street]

Motion approving Final Map 2302, a 6 Unit Live Work Condominium Project, located at 2011 26th Street being a subdivision of Lot 19 in Assessors Block No. 4327A and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 176,224; District 10.)

Enacted Number: M06-86

APPROVED

061132 [Final Map - 2031 26th Street]

Motion approving Final Map 2300, a 6 Unit Live/Work Condominium Project, located at 2031 26th Street being a subdivision of Lot 17 in Assessors Block No. 4327A and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 176,223; District 10.)

Enacted Number: M06-87

APPROVED

061133 [Final Map - 2041 26th Street]

Motion approving Final Map 2299, a 8 Unit Live\Work Condominium Project, located at 2041 26th Street being a subdivision of Lot 16 in Assessors Block No. 4327A and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 176,222; District 10.)

Enacted Number: M06-88

APPROVED

061134 [Final Map for Candlestick Point The Cove]

Motion approving Final Map 3110, Candlestick Point The Cove, a one hundred seventy six residential condominium project, being a merger and resubdivision of Block 4991, lots 418 and lots OS-3 thru OS-5; and a merger and resubdivision of Block 4991, lots 239 and OS-6, acknowledging a public improvement agreement and easements related to the final map; and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 175,994; District 10)

Enacted Number: M06-89

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

061116 [Department of Emergency Management; Divisions of Emergency Communications and of Emergency Services and Homeland Security; qualifications for Director and Deputy Directors] **Supervisor Alioto-Pier**

Ordinance amending the San Francisco Administrative Code, by amending Section 2A.200, to re-name the "Department of Emergency Communications" as the "Department of Emergency Management," establish Divisions of Emergency Communications and of Emergency Services and Homeland Security within the Department, and set qualifications for the Director and Deputy Directors, and by amending Section 7.7, to substitute the Director of the Department of Emergency Management for the Director of Emergency Services.

7/25/06, RECEIVED AND ASSIGNED to Rules Committee.

8/8/06, SUBSTITUTED. Supervisor Alioto-Pier submitted a substitute ordinance bearing same title.

8/8/06, ASSIGNED to Government Audit and Oversight Committee.

061163 [Zoning - Conditional Use for Change in use of an elementary or secondary school] Supervisor Alioto-Pier

Ordinance amending the Planning Code to add Section 209.3A and Section 217.1 to require conditional use authorization for any project involving the change in use of an elementary or secondary school; making environmental findings and findings of consistency with the General Plan and priority policies of the Planning Code Section 101.1.

8/8/06, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 9/7/2006.

061164 [Appropriating $394,476 in General Fund Reserve for four Public Health Nurses in the Department of Public Health for nine months of Fiscal Year 2006-2007] Supervisor Daly

Ordinance appropriating $394,476 in General Fund Reserve to support four Public Health Nurses in the Maternal and Senior Units at the Department of Public Health for nine months of Fiscal Year 2006-2007.

(Fiscal impact.)

8/8/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

061165 [Public Employment - Department of Public Health] Supervisor Daly

Ordinance amending Ordinance No. 203-06 (Annual Salary Ordinance FY 2006-2007) reflecting the addition of 4.0 Public Health Nurse positions in the Department of Public Health.

(Fiscal impact.)

8/8/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

061167 [Authorizing the City to contribute to the payment of funeral costs of City employees who have died in the line of duty] Supervisor Peskin

Ordinance amending the San Francisco Administrative Code by adding Section 16.7, to authorize the City to contribute to the payment of funeral costs of City employees who have died in the line of duty, including payments retroactive to July 1, 2006.

8/8/06, RECEIVED AND ASSIGNED to Rules Committee.

061168 [FY 2006-2007 California Constitution Appropriations Limit] Supervisor Peskin

Resolution establishing the appropriations limit for Fiscal Year 2006-07 pursuant to California Constitution Article XIII B.

8/8/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

061183 [Landlord passthrough to residential tenants, Supervisors Ammiano,

50% of property tax increase for general obligation bonds: Controller's explanation of proposed bonds; passthroughs authorized in CCSF bonds; **Alioto-Pier, Elsbernd, Dufty, McGoldrick, Ma**

Ordinance: (1) amending the San Francisco Municipal Elections Code by amending Section 520, to require that the Controller's financial analysis for a general obligation bond proposal include an explanation of the 50-percent passthrough of the change in a landlord's property tax under the proposed bond measure; (2) amending the San Francisco administrative Code by adding Section 2.40, to require that a proposal for bonded indebtedness of the City and county of San Francisco include a provision authorizing the 50-percent passthrough of the change in a landlord's property tax provided in Administrative Code Section 37.3(a)(6); and, (3) amending San Francisco Administrative Code Chapter 37 "Residential Rent Stabilization and Arbitration Ordinance" by amending Sections 37.2(q) and 37.3 (a)(6) to provide that landlords may pass through to tenants 50-percent of the change in the landlord's property tax resulting from the repayment of San Francisco Unified School District or San Francisco Community College District general obligation bonds approved by the voters after November 1, 2006.

8/8/06, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 9/7/2006. 8/15/06, Supervisor McGoldrick requested to be added as cosponsor. 8/21/06, Supervisor Ma requested to be added as cosponsor.

Resolutions

061166 [Urging the Department of Parking and Traffic to install STOP signs at the intersection of Dolores and 19th Streets] **Supervisor Dufty**

Resolution urging the Department of Parking and Traffic to install STOP signs at the intersection of Dolores and 19th Streets.

8/8/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

061172 [Enterprise Zone Designation] **Mayor, Supervisor Peskin**

Resolution authorizing submission of an application to the California Housing and Community Development Department for an Enterprise Zone Designation for the City and County of San Francisco.

8/8/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

061173 [Grant to support the Hospital Preparedness Program through the San Francisco Department of Public Health] **Supervisors Peskin, Dufty**

Resolution authorizing the San Francisco Department of Public Health (SFDPH), to retroactively accept and expend a grant in the amount of $565,230.32 from the California Department of Health Services, Emergency Preparedness Office, for year 4 of the Hospital Preparedness Program, for the period of September 1, 2005, through August 31, 2006.

8/8/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

061174 [Calling for hearing on the Controller's determinations as to increases or decreases in taxi fares and the gate cap pursuant to Police Code Section 1137] Supervisor Elsbernd

Resolution calling for a hearing on the controller's determinations as to increases or decreases in taxi fares and the gate cap pursuant to Police Code Section 1137.

8/8/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

061175 [Urging boards and commissions to adopt policies regarding members' attendance at meetings] Supervisors Ammiano, Elsbernd

Resolution urging each City board, commission or advisory body to adopt an internal policy regarding members' attendance at meetings of the body, and requesting each body to submit a copy of its policy to the Board of Supervisors by December 1, 2006.

8/8/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

061182 [Accept-expend State Grant Funds available under the State Urban Parks and Healthy Communities Program to fund the Potrero Del Sol Park Project] Supervisor Ammiano

Resolution authorizing the San Francisco Recreation and Park Department to accept and expend a grant in the amount of $720,559 for the development of the Potrero Del Sol Playground Project, under the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Act of 2002 administered by the California Department of Parks and Recreation, Office of Grants and Local Services.

8/8/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

061184 [Urging the United States Department of State to condemn the Islamic Republic of Iran's practice of execution by stoning] Supervisors Mirkarimi, Dufty

Resolution urging the United States Department of State to condemn the Islamic Republic or Iran's execution by stoning of Abbas Hajizadeh and Mahboubeh Mohammadi and the impending execution by stoning of Ashraf Kolhari and Malak Ghorbany.

8/8/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

061185 [Application for Funds Under the Help America Vote Act] Supervisor Mirkarimi

Resolution approving the application for funds under the federal Help America Vote Act of 2002, Section 301.

8/8/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

061186 [Urging the United States Department of State to investigate the revocation of valid visas for members of the Sharif University Technology Association] **Supervisor Mirkarimi**

Resolution urging the United States Department of State to investigate the revocation of valid visas for members of the Sharif University Technology Association.

8/8/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

061187 [Accept-Expend grant from the Campaign to Save the Windmills for the Department of the Environment] **Supervisor Mirkarimi**

Resolution authorizing the Department of the Environment to accept and expend a grant in the amount of $50,000 from the Campaign to save the Windmills to develop curriculum and interpretive panels on wind energy.

8/8/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

061188 [Accept-Expend Regional Grant] **Supervisor Mirkarimi**

Resolution authorizing the Department of the Environment to accept and expend a grant in the amount of $17,250.00 from Altamont Education Advisory Board to expand recycling and lunchroom composting programs at schools in San Francisco.

8/8/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

061189 [Zoning - Extension of Planning Commission Review Period] **Supervisor Sandoval**

Resolution extending the prescribed time within which the Planning Commission may render its decision on a proposed ordinance to amend the Zoning Map of the City and County of San Francisco to change the use designation of Lot 11C in Assessor's Block 6954 from RH-1 (One-Family) to NC-3 (Moderate-Scale Neighborhood Commercial District).

8/8/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

061190 [Supporting the Immigrant Workers Rights' march to be held over Labor Day Weekend in San Francsico] **Supervisors Sandoval, Dufty**

Resolution supporting the Immigrant Workers Rights' March to be held over Labor Day Weekend in San Francisco.

8/8/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

061191 [Abraham Lincoln High School Class of 1956 Day] **Supervisors Ma, Elsbernd**

Resolution declaring September 29, 2006 as "Abraham Lincoln High School Class of 1956 Day".

8/8/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE

AGENDA AT THE NEXT BOARD MEETING.

061192 [Commending Zephyr Real Estate on their new policy restricting their agents from representing property owners that have used the Ellis Act to evict protected tenants from their building] Supervisor Dufty

Resolution commending Zephyr Real Estate on their new policy restricting their agents from representing property owners that have used the Ellis Act to evict protected tenants from their building.

8/8/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

061193 [Opposing Proposition 85] Supervisors Ma, Dufty

Resolution opposing Proposition 85 - Waiting period and parental notification before termination of minor's pregnancy.

8/8/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

061194 [Supporting AB 1632] Supervisor Ammiano

Resolution supporting California Assembly Bill 1632.

8/8/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

061160 [Discounted MUNI passes for riders ages 18-24] Supervisors McGoldrick, Dufty

Hearing to discuss options for discounted MUNI passes for riders ages 18-24.

8/8/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

061161 [Camp Mather] Supervisor McGoldrick

Hearing to discuss the possible plan to contract out Camp Mather.

8/8/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

061162 [Implementation of the Lottery to market affordable housing units] Supervisor Sandoval

Hearing to discuss the details and implementation of the Lottery to market affordable housing units to be administered by the Mayor's Office of Housing pursuant to the recent amendments to the Inclusionary Affordable Housing Program.

8/8/06, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee. Sponsor requests this item to be heard at the Land Use Committee meeting.

PROPOSED ORDINANCES

061126 [Settlement of Lawsuit - Gustavo A. Cubillo]

Ordinance authorizing settlement of the lawsuit filed by Gustavo A. Cubillo against the City and County of San Francisco for $50,000; the lawsuit was filed on May 17, 2004 in San Francisco Superior Court, Case No. 431-445; entitled Gustavo A. Cubillo, et al. v. City and County of San Francisco, et al. (City Attorney)

7/26/06, RECEIVED AND ASSIGNED to Rules Committee.

061127 [Settlement of Lawsuit - CCSF v. Gregory P. O'Keeffe and Lydia Collins]

Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco against Gregory P. O'Keeffe and Lydia Collins, in the probate matter of The Estate of Dorothy Frances Boyesen, for $40,000.00; the lawsuit was filed on August 20, 2004 in the San Francisco Superior Court, Case No. PES-04-285738; entitled The Estate of Dorothy Frances Boyesen; City and County of San Francisco v. Gregory P. O'Keeffe and Lydia Collins. (City Attorney)

7/31/06, RECEIVED AND ASSIGNED to Rules Committee.

061128 [Updating speed limit provisions on King Street and on the Embarcadero]

Ordinance amending Section 175.20 of the Traffic Code, governing the speed limit on a portion of The Embarcadero, to reflect that the Embarcadero terminates at King Street, and amending Section 176.39 of the Traffic Code to extend the speed limit change on King Street from 5th Street to The Embarcadero. (Municipal Transportation Agency)

7/28/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

PROPOSED RESOLUTIONS

061129 [Parking Regulations]

Resolution enacting and rescinding parking regulations at various locations.

RESIDENTIAL PERMIT PARKING AREA "W" (2-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
Rhode Island Street, both sides, between 25th and 26th Streets (1400).

TOW-AWAY, NO PARKING ANYTIME - ESTABLISH
Marina Boulevard, north side, from Laguna Street to 20 feet westerly.

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
Irving Street, north side, from 9th Avenue to 24 feet easterly (removes one parking meter space).

PARKING METER AREA NO. 3 (1-HOUR PARKING TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH SATURDAY) - RESCIND
PARKING METER AREA NO. 3 (2-HOUR PARKING TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH

Eddy Street, both sides, between Franklin Street and Van Ness Avenue (800 block)

1-HOUR PARKING LIMIT, 7 AM TO 6 PM, MONDAY THROUGH SATURDAY - RESCIND
2-HOUR PARKING LIMIT, 7 AM TO 6 PM, MONDAY THROUGH SATURDAY - ESTABLISH
Eddy Street, both sides, between Franklin and Gough Streets (900 block)

TOW-AWAY, NO PARKING ANYTIME - ESTABLISH
Sickles Avenue, south side, from Alemany Boulevard to 120 feet westerly.

RESIDENTIAL PERMIT PARKING AREA "W" (2-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
Bryant Street, both sides, between 20th and 21st Streets (2200 block). (Parking and Traffic Department)

(6/28/06: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPW Order No. 3222.)
7/28/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

061130 [Traffic Regulations]
Resolution enacting and rescinding traffic regulations at various streets.

NO TURN ON RED - ESTABLISH
Jordan Avenue, northbound, at California Street and southbound Cherry Street at California Street.

RIGHT LANE MUST TURN RIGHT - RESCIND
Pine Street, westbound, at Kearny Street.

NO LEFT TURN - ESTABLISH
San Bruno Avenue, southbound, the intersection of Arleta Avenue and Bayshore Boulevard.

NO LEFT TURN - ESTABLISH
San Bruno Avenue, northbound, at Silliman Street

BICYCLE LANES - ESTABLISH
Mississippi Street, both sides, between Mariposa and 16th Streets. (Parking and Traffic Department)

(6/28/06: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPW Order No. 3222.)
7/28/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

Requests Granted

From: Supervisor Elsbernd

To: Director, Department of Public Works

Requesting/Inquiring: To investigate the possibility of installing a "Not a Through Street" sign and a "Children Playing" sign on Rockdale Drive.:

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: To report on the status of removing graffiti from garbage cans at the following locations:

ú Northwest corner of Webster and Turk

ú Southeast corner of Steiner and Eddy

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: To report on the status of removing graffiti from 1056 Fulton Street and 701 Webster Street.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: To report on the status of removing graffiti from:

Fire Hydrant:

ú Southeast corner of Scot and Grove

Emergency Boxes:

ú Southeast corner of Fulton and Scott

ú Southeast corner of Fulton and Steiner

ú Southeast corner Steiner and Oak

ú Southeast corner of Webster and McAllister

Phone Switch Box:

ú Southeast corner of Fulton and Divisadero

From: Supervisor Mirkarimi

To: Director, Department of Parking and Traffic

Requesting/Inquiring: To report on the status of removing gang graffiti on the following stop signs (both the front and backsides of the sign):

ú Southeast corner of Hayes and Steiner

ú All four corners of Grove and Steiner

ú Southwest corner of Steiner and Ellis

ú Southeast corner of Steiner and Eddy

ú Median at Webster and O'Farrell

ú Please check all stop signs on Webster between Haight Street and Geary Blvd.

From: Supervisor Mirkarimi

To: Director, Department of Parking and Traffic

Requesting/Inquiring: To report on the status of removing graffiti from light switchboxes at the following locations:

ú

In Memoriams

Sue Bierman (Entire Board)

Arthur Feldman (Supervisor Peskin)

ADJOURNMENT

There being no further business the Board adjourned at the hour of 4:50 p.m.

Gloria L. Young, Clerk of the Board

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on September 12, 2006.

Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers and similar sound-producing electronic devices, (Violators may be removed from the meeting room.) 3) signs to be brought into the meeting or displayed in the room; and 4)standing in the Legislative Chamber.

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AVISO EN ESPA¥OL: La solicitud para un traductor en una reunion debe recibirse antes de mediodia de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

翻譯 *必須在會議前最少四十八小時提出要求*
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The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the J, K, L, M, and N (Civic Center or Van Ness Stations). MUNI bus lines serving the area are the 47 Van Ness, 9 San Bruno, and the 6, 7, 71 Haight/Noriega. For more information about MUNI accessible services, call (415) 923-6142.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

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Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

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Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 30 Van Ness Avenue, Suite 3900, San Francisco, CA 94102; telephone (415) 581-2300; fax (415) 581-2317; web site www.sfgov.org/ethics

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Board of Supervisors

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MEETING MINUTES

Tuesday, August 15, 2006
2:00 PM
Legislative Chamber - Second Floor
Regular Meeting

Board of Supervisors

AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, FIONA MA, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL

Members Present: *Tom Ammiano, Chris Daly, Bevan Dufty, Sean Elsbernd, Fiona Ma, Sophie Maxwell, Jake McGoldrick, Ross Mirkarimi, Aaron Peskin, Gerardo Sandoval.*

Members Excused: *Michela Alioto-Pier.*

Members Absent: *None.*

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:06 p.m. On the call of the roll all Supervisors Alioto-Pier, Dufty and McGoldrick were noted absent.

Supervisor Dufty was noted present at 2:07 p.m.

Supervisor McGoldrick was noted present at 2:08 p.m.

Supervisor Alioto-Pier was excused from attending today's meeting.

There was a quorum.

APPROVAL OF MEETING MINUTES

Supervisor Mirkarimi, seconded by Supervisor Elsbernd, moved to approve the July 25, 2006 Meeting Minutes. The motion carried by the following vote:

Ayes: 9 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, Mirkarimi, Peskin, Sandoval
Absent: 1 - McGoldrick
Excused: 1 - Alioto-Pier

Spupervisor Alioto-Pier Excused from Attendance

Supervisor Ammiano, seconded by Supervisor Maxwell, moved to excuse Supervisor Alioto-Pier from attending today's meeting. The motion carried by the following vote:

Ayes: 9 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, Mirkarimi, Peskin, Sandoval
Absent: 1 - McGoldrick
Excused: 1 - Alioto-Pier

AGENDA CHANGES

Supervisor Ma requested that File No 060589 (Item 31) be considered out of order.

CONSENT AGENDA

Recommendations of the Budget and Finance Committee

060965 [Accept-Expend U.S. Department of Homeland Security/UC Lawrence Livermore National Laboratory Grant]

Resolution authorizing the Airport to accept and expend a grant in the amount of $10,000,000.00 from the U.S. Department of Homeland Security, administered by UC Lawrence Livermore National Laboratory for an Air Cargo Explosive Detection System Pilot Program. (Airport Commission)

Enacted Number: 485-06

ADOPTED

060963 [Muni Thirty-foot Hybrid-Electric Bus Procurement]

Resolution approving the award of a sole source contract (Procurement of Thirty-foot Low Floor Hybrid-Electric Diesel Coaches) between the City and County of San Francisco and Orion Bus Industries, in an amount not to exceed $17,132,780.

Enacted Number: 484-06

ADOPTED

Recommendations of the City Operations and Neighborhood Services Committee

060935 [STOP Intersections]

Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH
France Avenue at Madrid Street, making this intersection an All-Way STOP; and,
Paris Street at France Street, making this intersection an All-Way STOP.

(Parking and Traffic Department)

(6/20/06: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPW Order No. 3202.)

Enacted Number:	483-06

ADOPTED

060934 [Parking Regulations]

Resolution enacting and rescinding parking regulations at various locations.

RESIDENTIAL PERMIT PARKING AREA "G" (2-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
Geary Boulevard, north side, between Baker and Lyon Streets (2400 block).

TWO-HOUR PARKING TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH SATURDAY - ESTABLISH
DeHaro Street, both sides, between 15th and 17th Streets.

TOW-AWAY, NO STOPPING, 3 PM TO 6 PM, MONDAY THROUGH FRIDAY - RESCIND
TOW-AWAY, NO STOPPING, 4 PM TO 6 PM, MONDAY THROUGH FRIDAY - ESTABLISH
Sutter Street, north side, between Sansome and Montgomery Streets; and, Sutter Street, both sides, between Montgomery and Kearny Streets

TOW AWAY, NO STOPPING, 7 AM TO 9 AM AND 4 PM TO 7 PM, MONDAY THROUGH FRIDAY - RESCIND
3rd Street, east side, between King and Brannan Streets.

TOW AWAY, NO STOPPING, 3:00 PM - 6:30 PM, MONDAY THROUGH FRIDAY - RESCIND
TOW AWAY, NO STOPPING 3 PM - 6 PM, MONDAY THROUGH FRIDAY - ESTABLISH
Davis Street, west side, between Sacramento and California Streets.

TOW-AWAY, NO STOPPING, 4 PM TO 6 PM, MONDAY THROUGH FRIDAY - RESCIND
South Van Ness Avenue, west side, from 13th Street to 19th Street

NO PARKING ANYTIME - ESTABLISH
Marin Street, north side, between 3rd and Illinois Streets. (Parking and Traffic Department)

(6/20/06: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPW Order No. 3202.)

Enacted Number:	482-06

ADOPTED

060936 [Traffic Regulations]

Resolution enacting and rescinding traffic regulations on various streets.

NO LEFT TURN, 4 PM TO 6 PM, EXCEPT SUNDAY - RESCIND
South Van Ness Avenue, northbound and southbound, at 16th Street

NO LEFT TURN, 7 AM TO 9 AM, 4 PM TO 6 PM, EXCEPT SUNDAY - RESCIND
South Van Ness Avenue, northbound and southbound, at 18th Street.
(Parking and Traffic Department)

(6/20/06: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPW Order No. 3202.)

Enacted Number: 481-06

ADOPTED

061012 [Accept-Expend Blue Shield of California Foundation Grant] **Supervisors Ma, Dufty**

Resolution authorizing the Department on the Status of Women (DOSW) to accept and expend a grant in the amount of $200,000 from the Blue Shield of California Foundation for the design and implementation of a Domestic Violence Training Institute.

Enacted Number: 480-06

ADOPTED

061031 [Approval of the Substance Abuse and Crime Prevention Act of 2000-Implementation Plan]

Resolution authorizing adoption of the San Francisco County Plan for the Substance Abuse and Crime Prevention Act of 2000 for Fiscal Year 2006-2007. (Public Health Department)

Enacted Number: 479-06

ADOPTED

061044 [Approve a carry-forward of grant funds from the first year of the three-year grant and change grant-funded positions]

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to approve a carry-forward of grant funds from the Center for

Substance Abuse Treatment/Substance Abuse and Mental Health Services (CSAT/SAMHSA) in the amount of $167,257 in funds left over from the first grant year (September 30, 2004 to September 29, 2005) to the second grant year (September 30, 2005 to September 29, 2006) and changing grant-funded positions.

Enacted Number: 499-06

ADOPTED

Recommendations of the Rules Committee

060996 [Appointment - Bay Area Library and Information System Advisory Board]

Resolution appointing Nora Dowley, term ending June 30, 2008, to the Bay Area Library and Information System Advisory Board.

Nora Dowley, succeeding herself, term expired, seat 1, must represent public at large and underserved residents, for a two-year term ending June 30, 2008.

Enacted Number: 478-06

ADOPTED

061144 [Appointment - Assessment Appeals Board No. 1]

Resolution appointing Alec Lambie, Lawrence Lee, Hayes Miles and David Wilbur, terms ending September 7, 2009, to the Assessment Appeals Board #1.

Alec Lambie, succeeding himself, term expiring September 4, 2006, seat 2, must meet the eligibility criteria set forth in Section 1624.05 of the California Revenue and Taxation Code as follows: a person shall not be eligible for nomination for membership on an assessment appeals board unless he or she has a minimum of five years' professional experience in this state as one of the following: certified public accountant or public accountant, licensed real estate broker, attorney, or property appraiser accredited by a nationally recognized professional organization; for a three year term ending September 7, 2009. Lawrence Lee, succeeding Gordon Huseby, term expiring September 4, 2006, seat 5, must meet the eligibility criteria set forth in Section 1624.05 of the California Revenue and Taxation Code as follows: a person shall not be eligible for nomination for membership on an assessment appeals board unless he or she has a minimum of five years' professional experience in this state as one of the following: certified public accountant or public accountant, licensed real estate broker, attorney, or property appraiser accredited by a nationally recognized professional organization; for a three year term ending September 7, 2009. Hayes Miles, succeeding himself, term expiring September 4, 2006, seat 6, must meet the eligibility criteria set forth in

Section 1624.05 of the California Revenue and Taxation Code. ALTERNATE/HEARING OFFICER for a three year term ending September 7, 2009. David Wilbur, succeeding himself, term expiring September 4, 2006, seat 8, must meet the eligibility criteria set forth in Section 1624.05 of the California Revenue and Taxation Code. ALTERNATE/HEARING OFFICER for a three year term ending September 7, 2009.

Enacted Number: 477-06

ADOPTED

061145 [Appointment - Assessment Appeals Board No. 2]

Resolution appointing Louisa Mendoza, John McGary, Donna Crowder and Arthur Tom III, terms ending September 7, 2009, to the Assessment Appeals Board #2.

Louisa Mendoza, succeeding Adrienne Lacau, term expiring September 4, 2006, seat 1, must meet the eligibility criteria set forth in Section 1624.05 of the California Revenue and Taxation Code for a three-year term ending September 7, 2009. John McGary, succeeding himself, term expiring September 4, 2006, seat 5, must meet the eligibility criteria set forth in Section 1624.05 of the California Revenue and Taxation Code for a three-year term ending September 7, 2009. Donna Crowder, succeeding herself, term expiring September 4, 2006, seat 6, must meet the eligibility criteria set forth in Section 1624.05 of the California Revenue and Taxation Code; ALTERNATE/HEARING OFFICER for a three year term ending September 7, 2009. Arthur Tom III, succeeding Calvin Abe, term expiring September 4, 2006, seat 7, must meet the eligibility criteria set forth in Section 1624.05 of the California Revenue and Taxation Code; ALTERNATE/HEARING OFFICER for a three year term ending September 7, 2009.

Enacted Number: 476-06

ADOPTED

061146 [Appointment - Western SoMa Citizens' Planning Task Force]

Resolution appointing Robert Rhine, term ending November 23, 2007, to the Western SoMa Citizens' Planning Task Force.

Robert Rhine, succeeding Nicholas Rosenberg, seat 2, must be a resident of western SoMa for less than three years, for the unexpired portion of a three-year term ending November 23, 2007.

Enacted Number: 475-06

ADOPTED

061147 [Appointment - Lead Hazard Reduction Citizens Advisory Committee]

Resolution appointing Myrna Melgar, term ending December 31, 2006, to the Lead Hazard Reduction Citizens Advisory Committee.

Myrna Melgar, succeeding Joe LaTorre, resigned, seat 6, must be a representative involved in housing and community development issues from the Mayor's office, for the unexpired portion of a term ending December 31, 2006.

Enacted Number: 474-06

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 9 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, Mirkarimi, Peskin, Sandoval
Absent: 1 - McGoldrick
Excused: 1 - Alioto-Pier

REGULAR AGENDA

UNFINISHED BUSINESS

From the Clerk

061153 [Adopting findings related to affirming the categorical exemption issued for the Burke School project at 229 32nd Avenue]

Motion adopting findings related to affirming the determination by the Planning Department that the project at 229 32nd Avenue (aka 7070 California Street) is categorically exempt from environmental review under the California Environmental Quality Act.

Amended to replace "July 25, 2006" with "August 1, 2006."

Supervisor Dufty, seconded by Supervisor Maxwell, moved that this Motion be **AMENDED**. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

APPROVED AS AMENDED by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

Recommendation of the Budget and Finance Committee

061142 [Adding Section 702 to the Business and Tax Regulations Code and amending Sections 703 and 714 of the San Francisco Business and Tax Regulations Code] Supervisors Mirkarimi, Daly

Ordinance amending Article 10, Utility Users Tax, by adding Section 702 to the Business and Tax Regulations Code; amending Section 703 of the San Francisco Business and Tax Regulations Code making technical clarifications to the Utility Users Tax on telephone services to address change in interpretation of referenced federal law; and amending Section 714 of the San Francisco Business and Tax Regulations Code to conform with Article 6, Common Administrative Provisions.

Enacted Number: 224-06

FINALLY PASSED by the following vote:

Ayes: 9 - Ammiano, Daly, Dufty, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 1 - Elsbernd
Excused: 1 - Alioto-Pier

From the Government Audit and Oversight Committee Without Recommendation

060860 [Resolution of Intention to form the Central Market Community Benefit District] Mayor

Resolution (1) declaring the intention of the Board of Supervisors to establish a property-based business improvement district (community benefit district) to be known as the "Central Market Community Benefit District" and levy a multi-year assessment on identified parcels in the district, (2) approving the management district plan and engineer's report for the district, (3) ordering and setting a time and place for a public hearing thereon, (4) approving the form of the Notice of Public Hearing and Assessment Ballots, and (5) directing the Clerk of the Board of Supervisors to give notice of the public hearing as required by law.

Amended to replace the public hearing date from October 17, 2006 to October 31, 2006.

Continued as amended to September 12, 2006

Supervisor Daly, seconded by Supervisor Mirkarimi, moved that this Resolution be **AMENDED**. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

Supervisor Daly, seconded by Supervisor Mirkarimi, moved that this Resolution be **CONTINUED AS AMENDED**. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

Recommendation of the Land Use and Economic Development Committee

060032 [Allowing certain medical cannabis dispensaries in Residential-House or Residential-Mixed districts to remain open during the 18-month application period and other amendments] **Supervisor Mirkarimi**

Ordinance amending the San Francisco Planning Code by amending Sections 209.3, 217, 790.141, and 890.133 to allow certain medical cannabis dispensaries in Residential-House or Residential-Mixed districts to remain open during the 18-month grace period provided for obtaining a permit, to define "community facility" and "recreation building" as those that primarily serve persons under 18 years of age, and to provide certain notice to both owners and occupants within 300 feet of a proposed medical cannabis dispensary; amending the San Francisco Health Code by amending Sections 3303, 3304, 3305, 3306, 3307 and 3312 to amend the permitting process for medical cannabis dispensaries to conform to the California Fire Code, to eliminate the need for an employment background check, to provide for a provisional permit to be issued after a hearing but before construction work is performed, to provide for referral of permit applications to the Department of Building Inspection, and to require employees to wash hands and use sanitary utensils when handling cannabis; and making environmental findings and findings of consistency with the priority planning policies of Planning Code Section 101.1 and the General Plan.

Enacted Number: 225-06

FINALLY PASSED by the following vote:

Ayes: 9 - Ammiano, Daly, Dufty, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 1 - Elsbernd
Excused: 1 - Alioto-Pier

NEW BUSINESS

Recommendations of the Budget and Finance Committee

060991 [Planning Code - Fee Adjustments]

Ordinance amending the San Francisco Planning Code by amending Section 350 and 352 of Article 3.5 to adopt fees for Planning Department services related to appeals to the Board of Supervisors and provide for annual adjustments of said fees; and making environmental findings.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

060852 [Requiring that the acceptance and expenditure of any grant that would result in the creation of new City positions be approved by an ordinance that includes an appropriate amendment to the Supervisor Peskin

Ordinance amending the San Francisco Administrative Code by amending Section 10.170-1, to require that the acceptance and expenditure of any grant that would result in the creation of new City positions be approved by an ordinance that includes an appropriate amendment to the annual salary ordinance.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

061070 [Revenue Contract with Pacific Gas and Electric for Energy Conservation Programs] Mayor, Supervisor Mirkarimi

Resolution authorizing the Department of the Environment to enter into a contract for up to $10,709,302 with Pacific Gas and Electric Company ("PG&E") to implement an Energy Use and Demand Reduction Through Energy Efficiency Program in the City and County of San Francisco.

(Fiscal impact.)

Enacted Number: 463-06

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

061009 [Multifamily Housing Revenue Bonds - Alabama Street Senior Apartments] **Supervisor Daly**

Resolution authorizing the issuance and delivery of multifamily housing revenue bonds (as defined herein) in an aggregate principal amount not to exceed $5,000,000 for the purpose of providing financing for a multifamily rental housing project to be known as Alabama Street Senior Apartments; approving the form of and authorizing the execution of an indenture providing the terms and conditions of the bonds; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the form of and authorizing the execution of a loan agreement; ratifying and approving any action heretofore taken in connection with the bonds and the project; granting general authority to city officials to take actions necessary to implement this resolution; and related matters.

Enacted Number: 473-06

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

061010 [Multifamily Housing Revenue Bonds - Alabama Street Family Apartments] **Supervisor Daly**

Resolution authorizing the issuance and delivery of multifamily housing revenue bonds (as defined herein) in an aggregate principal amount not to exceed $25,828,221 for the purpose of providing financing for a multifamily rental housing project to be known as Alabama Street Family Apartments; approving the form of and authorizing the execution of an indenture providing the terms and conditions of the bonds; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the form of and authorizing the execution of a loan agreement; ratifying and approving any action heretofore taken in connection with the bonds and the project; granting general authority to city officials to take actions necessary to implement this resolution; and related matters.

Enacted Number: 472-06

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Excused: 1 - Alioto-Pier

060945 [Authorizing the exercise of an option to purchase the property located at One South Van Ness Avenue, San Francisco and execution, delivery and performance of the purchase and sale Supervisors Peskin, Daly, Mirkarimi, Dufty, Elsbernd

Resolution authorizing the exercise of an option to purchase (the "Purchase Option"), between the City and County of San Francisco (the "City"), as buyer, and the One South Associates, LLC. (the "Seller"), as seller (including certain indemnities contained therein), for the purchase of real property and improvements thereon consisting of an eight-story office building located at One South Van Ness Avenue, San Francisco (collectively, the "Property"); authorizing the execution, delivery and performance of a purchase and sale agreement for the Property; authorizing the assumption of certain leases and contracts per the terms of the purchase and sale agreement; adopting findings under the California Environmental Quality Act and findings pursuant to the City Planning Code Section 101.1; and ratifying previous actions taken in connection therewith.

(Fiscal impact.)

Supervisor Elsbernd requested to be added as a co-sponsor.

Enacted Number: 518-06

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

061072 [TEFRA Approval - Alabama Street Family Apartments] Supervisor Daly

Resolution approving, for the purposes of the Internal Revenue Code, the issuance and sale of revenue bonds by the City and County of San Francisco in an aggregate principal amount not to exceed $25,828,221 for a multifamily rental housing project to be known as Alabama Street Family Apartments.

Enacted Number: 471-06

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

061073 [TEFRA Approval - Alabama Street Senior Apartments] Supervisor Daly

Resolution approving, for the purposes of the Internal Revenue Code, the issuance and sale of revenue bonds by the City and County of San Francisco in an aggregate principal amount not to exceed $5,000,000 for a multifamily rental housing project to be known as Alabama Street Senior Apartments.

Enacted Number: 515-06

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

Recommendations of the City Operations and Neighborhood Services Committee

061141 [Sole source procurement of interior furniture/workstations and movable partitions for the San Francisco Main Library Renovation] **Supervisor Ma**

Ordinance waiving the competitive requirements of San Francisco Administrative Code section 21.1, and authorizing the Purchaser to negotiate and issue a purchase order for interior furniture/workstations and movable partitions for the San Francisco Main Library from One Workplace, a Steelcase distributor, as a sole source.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

060845 [Extending existing restrictions on parking commercial vehicles in specified use districts to include vehicles with a gross combination weight rating in excess of 10,000 lbs.] **Supervisor McGoldrick**

Ordinance amending the San Francisco Traffic Code by amending Sections 63 and 63(A) to extend the restrictions on parking certain commercial vehicles in specified use districts to include vehicles with a gross combination weight rating in excess of 10,000 lbs. (Parking and Traffic Department)

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

060796 [Grant of Federal Funds - Municipal Transportation Agency] **Supervisor Maxwell**

Resolution authorizing the Municipal Transportation Agency, through its Director of Transportation (or his designee), to accept and expend $22,570,000 in STIP funds from the State of California, or if transferred to the Federal Transit Administration, as part of FY 2007/2008 federal section 5307 or section 5309 fixed guideway funds, for construction of the Muni Metro East Maintenance and Operations Facility, excluding administrative overhead costs.

Enacted Number: 501-06

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

060844 [Gift of Vacant Real Property - Kite Hill] Supervisor Dufty

Resolution accepting a gift of vacant real property adjacent to Kite Hill at 19th and Yukon Streets (Lot 023, Block 2701A) and placing such real property under the jurisdiction of the Recreation and Park Department; adopting findings pursuant to the California Environmental Quality Act; adopting findings that acceptance of this gift of real property is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing the Director of Property to accept the Grant Deed and take certain actions in furtherance of this resolution.

Enacted Number: 514-06

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

061035 [Approval of the HIV Prevention Projects Grant application] Supervisor Dufty

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to submit an interim progress report (IPR) in order to continue to receive funding for the HIV Prevention Projects grant from the Centers of Disease Control and Prevention (CDC). This amount of this annual recurring grant for the next grant year (January 1, 2007 to December 31, 2007) is expected to be approximately $9 million. The due date of the IPR is September 15, 2006. (Public Health Department)

Enacted Number: 513-06

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

From the City Operations and Neighborhood Services Committee Without Recommendation

060589 [Liquor License Transfer, 845 Market Street, Space 010]

Resolution determining that the transfer of a Type 21 off-sale general license from 1001 South Van Ness Avenue to 845 Market Street, basement of the San Francisco Centre, Space 010 to Bristol Farms Inc., will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

Continued to September 12, 2006

Supervisor Daly, seconded by **Supervisor Dufty**, moved that this Resolution be **CONTINUED**. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

Recommendations of the Land Use and Economic Development Committee

060533 **[Chinatown Visitor Retail Zoning District: Other Entertainment]** **Supervisor Peskin**

Ordinance amending the San Francisco Planning Code by amending Section 811.47b of the Retail Sales and Services section of Table 811 to allow other entertainment as a principal use on the first and second stories in the Chinatown Visitor Retail Zoning District and by adding Section 811.47b to the Specific Provisions for Chinatown Visitor Retail District of Table 811 noting that the other entertainment use must be in conjunction with an existing full-service restaurant; adopting findings, including environmental findings and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1(b).

Supervisor Dufty, seconded by **Supervisor Mirkarimi**, moved that this Ordinance be **AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE**. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

060701 **[Adopting disability access standards for the Sunday closure of JFK Drive]** **Supervisor McGoldrick**

Ordinance amending the Park Code by adding Section 6.12 to adopt disability access standards and authorized vehicular traffic use for the Sunday closure of John F. Kennedy Drive and related roads in Golden Gate Park and making environmental findings.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

060905 [Issuance and Sale of Revenue Bonds - All Hallows Apartments]

Resolution approving the issuance and sale of tax-exempt bonds by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed $23,000,000 for the financing of the acquisition and rehabilitation of All Hallows Apartments.

Enacted Number: 512-06

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

060906 [Issuance and Sale of Revenue Bonds - Bayview Apartments] Supervisor Maxwell

Resolution approving the issuance and sale of tax-exempt bonds by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed $21,000,000 for the financing of the acquisition and rehabilitation of the Bayview Apartments.

Enacted Number: 511-06

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

060907 [Issuance and Sale of Revenue Bonds - La Salle Apartments] Supervisor Maxwell

Resolution approving the issuance and sale of tax-exempt bonds by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed $20,000,000 for the financing of the acquisition and rehabilitation of the La Salle Apartments.

Enacted Number: 510-06

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

060908 [Issuance and Sale of Revenue Bonds - Shoreview Apartments]

Resolution approving the issuance and sale of tax-exempt bonds by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed $21,000,000 for the financing of the acquisition and rehabilitation of the Shoreview Apartments.

Enacted Number:	509-06

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

Recommendations of the Select Committee on Ending Gun and Gang Violence

060795 [Boundaries of Police Department District Stations] **Supervisor Mirkarimi**

Ordinance adopting Section 2A.90 of the San Francisco Administrative Code to require that the boundaries of Police Department district stations be reviewed at least every ten years, to set factors for consideration, and to establish a process for adjusting station boundaries.

Continued to September 19, 2006

Supervisor Mirkarimi, seconded by Supervisor Dufty, moved that this Ordinance be CONTINUED. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

060700 [Police Foot Patrols] **Supervisor Mirkarimi**

Ordinance adopting Section 10A.1 of the San Francisco Administrative Code to establish a one-year pilot program requiring foot patrols in crime-impacted areas within the boundaries of Northern and Park Police District Stations, and require reporting and review on the effectiveness of the foot patrols.

Continued to September 19, 2006

Supervisor Mirkarimi, seconded by Supervisor Dufty, moved that this

Ordinance be **CONTINUED**. The motion carried by the following vote:
Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

SPECIAL ORDER 3:00 P.M.

061148 [Hearing - Fillmore Jazz District Community Benefit District]

Hearing of persons interested in or objecting to proposed resolution establishing a property-based business improvement district to be known as the "Fillmore Jazz District Community Benefit District (CBD)," ordering the levy and collection of a multi-year assessment on identified parcels in the district, and making environmental findings. (Clerk of the Board)

The President inquired as to whether or not any member of the public wished to address the Board.

Speakers in support to Jazz District Community Benefit District:

Male speaker

Ace Washington; spoke neither in opposition or support of the matter

Daniel Landry; spoke neither in opposition or support of the matter

Speakers Opposed to Jazz District Community Benefit District:

There were none.

The President requested the Clerk of the Board to contact the Department of Elections and ask if the processing of the submitted ballots had been completed.

The Clerk of the Board informed the President that the Department of Elections had finished processing the ballots submitted.

The President declared the Public Hearing closed.

Tabulation of the ballots cast began by the Department of Elections.

HEARD AT PUBLIC HEARING.

061149 [Resolution to establish the Fillmore Jazz District Community Benefit District] Supervisor Mirkarimi

Resolution establishing a property-based business improvement district to be known as the "Fillmore Jazz District Community Benefit District," ordering the levy and collection of assessments against identified parcels of real property located in that district for five years, commencing with fiscal year 2006-2007, and making environmental findings.

(Economic Impact)

The Clerk of the Board announced the tabulations of the Fillmore Jazz District Community Benefit Distrtict:

Voting For 88.37%

Voting Against 11.63%

Supervisor Mirkarimi, seconded by Supervisor Elsbernd, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:

Ayes: 9 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, Mirkarimi, Peskin, Sandoval
Absent: 1 - McGoldrick
Excused: 1 - Alioto-Pier

Supervisor McGoldrick was noted absent at 4:10 p.m.

ADOPTED AS AMENDED by the following vote:

Ayes: 9 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, Mirkarimi, Peskin, Sandoval
Absent: 1 - McGoldrick
Excused: 1 - Alioto-Pier

SPECIAL ORDER 3:30 P.M - Recognition of Commendations

Privilege of the Floor

Supervisor Dufty, seconded by Supervisor Daly, moved to suspend Rule 4.37 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

Supervisor Peskin introduced and welcomed members of the Youth Works Programs and thanked those interns who have worked in various Supervisor's Offices throughout the year.

SPECIAL ORDER 4:00 P.M.

061125 [Hearing - Ground Lease of Redevelopment Agency Land for Kokoro Assisted Living Facility]

Hearing of persons interested in or objecting to proposed resolution approving the Redevelopment Agency of the City and County of San Francisco's lease of land at Assessor's Block 674, Lot 33, commonly known as 1881 Bush Street, southeast corner of Bush and Laguna Streets, San Francisco, California (the "Site") in the Western Addition A-2 Redevelopment Project Area, to the JAPANESE AMERICAN RELIGIOUS FEDERATION ASSISTED LIVING FACILITY, INC., a California nonprofit corporation, for 69 years, with a 30 year option to extend, for the purpose of maintaining a fully licensed assisted living facility for low- and moderate-income senior households with some market rate housing. (Clerk of the Board)

The President inquired as to whether or not any member of the public wished to address the Board members.

Calvin Lee, Redevelopment Agency

The President declared the public hearing closed.

HEARD AT PUBLIC HEARING.

061124 [Ground Lease of Redevelopment Agency Land for Kokoro Assisted Living Facility]

Resolution approving the Redevelopment Agency of the City and County of San Francisco's lease of land at Assessor's Block 674, Lot 33, commonly known as 1881 Bush Street, southeast corner of Bush and Laguna Streets, San Francisco, California (the "Site") in the Western Addition A-2 Redevelopment Project Area, to the JAPANESE AMERICAN RELIGIOUS FEDERATION ASSISTED LIVING FACILITY, INC., a California nonprofit corporation, for 69 years, with a 30 year option to extend, for the purpose of maintaining a fully licensed assisted living facility for low-and moderate-income senior households with some market rate housing.

(Fiscal impact.)

Enacted Number: 508-06

ADOPTED by the following vote:

Ayes: 9 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, Mirkarimi, Peskin, Sandoval
Absent: 1 - McGoldrick
Excused: 1 - Alioto-Pier

SPECIAL ORDER 4:00 P.M.

From the Board

(Only one of the following two motions should be adopted.)

Supervisor McGoldrick was noted present at 4:16 p.m.

Supervisor Daly was noted absent at 4:23 p.m.

060967 [Affirming certification of Wharf J-10 FEIR]

Motion affirming the certification by the Planning Commission of the Final Environmental Impact Report for the Wharf J-10 Project.

Supervisor Alioto-Pier was previously excused from voting on this matter.

Supervisor McGoldrick, seconded by Supervisor Maxwell, moved that this Motion be AMENDED. The motion carried by the following vote:

Ayes: 9 - Ammiano, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Daly
Excused: 1 - Alioto-Pier

APPROVED AS AMENDED by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

060968 [Disapproving certification of Wharf J-10 FEIR]

Motion disapproving the certification by the Planning Commission of the Final Environmental Impact Report for the Wharf J-10 Project.

Supervisor Alioto-Pier was previously excused from voting on this matter.

Supervisor McGoldrick, seconded by Supervisor Maxwell, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 9 - Ammiano, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Daly
Excused: 1 - Alioto-Pier

060969 [Preparation of findings to disapprove certification of Wharf J-10 FEIR]

Motion directing the Clerk of the Board to prepare findings disapproving the certification by the Planning Commission of the Final Environmental Impact Report for the Wharf J-10 FEIR.

Supervisor Alioto-Pier was previously excused from voting on this matter.

Supervisor McGoldrick, seconded by Supervisor Maxwell, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 9 - Ammiano, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Daly
Excused: 1 - Alioto-Pier

SPECIAL ORDER 4:00 P.M.

060984 [Public Hearing - Appeal of Categorical Exemption from Environmental Review for 70 Douglass Street]

Hearing of persons interested in or objecting to the decision of the Planning Department dated September 27, 2005 (Case No. 2005.0616E), exempting from environmental review under Categorical Exemption, Class 1 and Class 3 [State Guidelines, Section 15301(1)(1) and 15303(b)], the proposal would demolish an existing four-bedroom (BR) single-family dwelling of 2,196 square feet (sq ft) constructed pre-1900, and construct a new two-unit residential building of 7,351 gross sq ft. The site, on the western side of Douglass Street, located approximately mid-block (Assessor's Block 2625, Lot 007A), is an irregular shaped parcel of 3,693 sq ft within the city block bounded by Douglass Street to the east, Ord Street to the west, and 17th Street to the south (Douglass Street dead ends at the northerly end of the block). The project site, located in the Upper Market neighborhood, is zoned RH-2 (Residential, House-Two Family) and is within a 40-X height and bulk district. (Appellants: Susan Detwiler on behalf of the owners of 62-68 Douglass Street.)

(Filed June 27, 2006; companion measure to Files 060985, 060986, 060987, District 8.)

The Planning Department rescinded its the Certification of Determination of Exemption/Exclusion.

The matter was removed from the Board agenda.

FILED.

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the categorical exemption from environmental review described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be adopted.)

060985 [Affirming the categorical exemption issued for the 70 Douglass Street project]

Motion affirming the determination by the Planning Department that the project at 70 Douglass Street is categorically exempt from environmental review under the California Environmental Quality Act.

The Planning Department rescinded its the Certification of Determination of Exemption/Exclusion.

The matter was removed from the Board agenda.

060986 [Disapproving the categorical exemption issued for 70 Douglass Street]

Motion disapproving the determination by the Planning Department that the 70 Douglass Street project is categorically exempt from environmental review under the California Environmental Quality Act.

The Planning Department rescinded its the Certification of Determination of Exemption/Exclusion.

The matter was removed from the Board agenda.

060987 [Preparation of findings related to the 70 Douglass Street project]

Motion directing the Clerk of the Board to prepare findings related to the appeal of the determination by the Planning Department that the project at 70 Douglass Street is exempt from environmental review under the California Environmental Quality Act.

The Planning Department rescinded its the Certification of Determination of Exemption/Exclusion.

The matter was removed from the Board agenda.

SPECIAL ORDER 4:30 P.M.

061099 [Public Hearing - Appeal of Categorical Exemption from Environmental Review for 368-370 Lombard Street/20-24A Julius Street]

Hearing of persons interested in or objecting to the decision of the Planning Department dated June 27, 2006 (Case No. 2006.0362E), exempting from environmental review under General Rule Exclusion [State Guidelines, Sections 15061(b)(3)] and Case File 1997.304E, the proposed project involving the subdivision of a single 3,250 square-foot (sf), L-shaped lot with frontages on Lombard and Julius Streets into two lots, one fronting each street. The proposed project lot with frontage on Julius Street would be 1,040 square-feet (sf) in size, and the proposed lot with frontage on

Lombard Street would be 2,210 square-feet (sf) in size. The Lombard Street lot would contain an existing single-family residential building and existing two-unit building and the Julius Street lot would contain an existing two-unit residential building. No construction is proposed. The site is in RH-3 (Residential, House; Three-Family) zoning district, and the 40-X height and bulk district. The proposed lots at 1,040 square feet and 2,210 square feet in size would contain less than the minimum lot area required in the RH-3 zoning district, and would therefore, require a variance from the Planning Code's minimum lot area. Both of the proposed lots would also be deficient and require a variance for the minimum rear yard and usable open space requirements set forth in the Planning Code Sections 134(a)(2) and 135(d) respectively. The proposed lot division would require a subdivision permit from the Department of Public Works. (Appellant: Vedica Puri on behalf of Telegraph Hill Dwellers.)

(Filed July 20, 2006; companion measure to Files 061100, 061101, 061102, District 3.)

The Planning Department rescinded its the Certification of Determination of Exemption/Exclusion.

The matter was removed from the Board agenda.

FILED.

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the categorical exemption from environmental review described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be adopted.)

061100 [Affirming the categorical exemption issued for 368-370 Lombard Street/20-24A Julius Street]

Motion affirming the determination by the Planning Department that the 368-370 Lombard Street/20-24A Julius Street project is categorically exempt from environmental review under the California Environmental Quality Act.

The Planning Department rescinded its the Certification of Determination of Exemption/Exclusion.

The matter was removed from the Board agenda.

061101 [Disapproving the categorical exemption issued for 368-370 Lombard Street/20-24A Julius Street]

Motion disapproving the determination by the Planning Department that the 368-370 Lombard Street/20-24A Julius Street project is categorically exempt from environmental review under the California Environmental Quality Act.

The Planning Department rescinded its the Certification of Determination of Exemption/Exclusion.

The matter was removed from the Board agenda.

061102 [Preparation of findings related to the 368-370 Lombard Street/20-24A Julius Street project]

Motion directing the Clerk of the Board to prepare findings related to the appeal of the determination by the Planning Department that the project at 368-370 Lombard Street/20-24A Julius Street is exempt from environmental review under the California Environmental Quality Act.

The Planning Department rescinded its the Certification of Determination of Exemption/Exclusion.

The matter was removed from the Board agenda.

COMMITTEE REPORTS

060892 [Revenue Control Equipment requirements for Parking Garages and Lots] **Supervisors McGoldrick, Daly**

Ordinance adding Article 22 to the Business and Tax Regulations Code, amending Article 9 of the Business and Tax Regulations Code, and repealing Article 49 of the Police Code, to establish revenue control equipment functionality and business practices requirements for purposes of Parking Tax collection and consumer protection, to establish penalties for violation, to require that parking garage and lot operators certify concurrent with payment of Parking Taxes their use of revenue control equipment that meets those requirements, and establishing a limited Parking Tax amnesty program.

(Fiscal impact.)

Supervisor Daly requested to be added as a co-sponsor.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

Supervisor McGoldrick was noted absent at 4:10 p.m.

060501 [Campaign Finance Reform Ordinance Amendments] Mayor

Ordinance amending Sections 1.100, 1.104, 1.108, 1.112, 1.114, 1.116, 1.122, 1.126, 1.128, 1.130, 1.135, 1.150, 1.161 and 1.170, adding sections 1.107, 1.113, 1.115, 1.118, 1.162.5, 1.163.5 and 1.172 and repealing section 1.132, Chapter 2 of Article I, section 1.200 and Chapter 4 of Article I, sections 1.400, 1.405, 1.410, 1.415, 1.420 and 1.425 of the Campaign and Governmental Conduct Code to move the False Endorsements Ordinance and the Prohibition on Multiple Campaign Accounts into the Campaign Finance Reform Ordinance ("CFRO"); subject School District and Community College District measures to CFRO; reenact contribution and voluntary expenditure limits at their existing levels; clarify sections of CFRO related to electronic filing requirements, candidate loan restrictions, permissible uses of campaign funds, pre-election reporting requirements, and the contractor contribution prohibition; prohibit candidates from accepting voluntary expenditure ceilings if the applicable ceiling was already lifted; create late filing fees for reports required by CFRO; create new penalties for candidates that receive public financing and exceed applicable expenditure ceilings; create new and clarify existing disclaimer requirements for campaign advertisements; create training requirements for candidates and treasurers; create new filing requirements during the signature gathering process for ballot measures; permit the return of contributions once campaign funds become surplus or a candidate withdraws only on a last in, first out basis; permit the Ethics Commission to extend filing deadlines that fall on weekends or holidays; require candidates to pay for accrued expenses within 180 days; and require expenditures that are coordinated with candidates to be treated as contributions.

Supervisor Daly, seconded by Supervisor Mirkarimi, moved that this Ordinance be **AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.** The motion carried by the following vote:

Ayes: 9 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, Mirkarimi, Peskin, Sandoval
Absent: 1 - McGoldrick
Excused: 1 - Alioto-Pier

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 9 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, Mirkarimi, Peskin, Sandoval
Absent: 1 - McGoldrick
Excused: 1 - Alioto-Pier

Supervisor McGoldrick was noted present at 4:16 p.m.

061126 [Settlement of Lawsuit - Gustavo A. Cubillo]

Ordinance authorizing settlement of the lawsuit filed by Gustavo A. Cubillo against the City and County of San Francisco for $50,000; the lawsuit was filed on May 17, 2004 in San Francisco Superior Court, Case No. 431-445; entitled Gustavo A. Cubillo, et al. v. City and County of San Francisco, et al. (City Attorney)

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

061127 [Settlement of Lawsuit - CCSF v. Gregory P. O'Keeffe and Lydia Collins]

Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco against Gregory P. O'Keeffe and Lydia Collins, in the probate matter of The Estate of Dorothy Frances Boyesen, for $40,000.00; the lawsuit was filed on August 20, 2004 in the San Francisco Superior Court, Case No. PES-04-285738; entitled The Estate of Dorothy Frances Boyesen; City and County of San Francisco v. Gregory P. O'Keeffe and Lydia Collins. (City Attorney)

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

061017 [Urging Federal Officials to Urge Mexico's Federal Electoral Tribunal to Order a Vote by Vote Recount] **Supervisor Daly**

Resolution urging Federal officials to urge Mexico's Federal Electoral Tribunal to order a vote by vote recount in the presidential election.

(Supervisor Elsbernd Dissenting in Committee)

Enacted Number: 517-06

ADOPTED by the following vote:

Ayes: 9 - Ammiano, Daly, Dufty, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 1 - Elsbernd
Excused: 1 - Alioto-Pier

061086 [Resisting the Federal Government's Intervention in a San Francisco Investigation] **Supervisors Mirkarimi, Ammiano, Daly**

Resolution resisting the federal government's intervention in the City and County of San Francisco's investigation of the July 8th, 2005 G-8 protest; expressing support for the California Shield Law; and urging Congress to pass Senate Bill 2831, the Free Flow of Information Act.

Supervisor Elsbernd Dissenting in Committee.

Enacted Number: 516-06

ADOPTED by the following vote:

Ayes: 9 - Ammiano, Daly, Dufty, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 1 - Elsbernd
Excused: 1 - Alioto-Pier

Supervisor Mirkarimi Excused From Voting

Supervisor Elsbernd, seconded by Supervisor Maxwell, moved to excuse Supervisor Mirkarimi, at his request, because of possible conflict of interest, from voting on this matter. The motion carried by the following vote:

Ayes: 9 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Peskin, Sandoval
Excused: 2 - Alioto-Pier, Mirkarimi

061177 [Appointment to San Francisco LAFCO]

Motion appointing Supervisor Ross Mirkarimi, term ending February 4, 2010, to the San Francisco Local Agency Formation Commission.

Enacted Number: M06-95

APPROVED by the following vote:

Ayes: 9 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Peskin, Sandoval
Excused: 2 - Alioto-Pier, Mirkarimi

Supervisor McGoldrick Excused From Voting

Supervisor Elsbernd, seconded by Supervisor Maxwell, moved to excuse Supervisor McGoldrick, at his request, because of possible conflict of interest, from voting on this matter. The motion carried by the following vote:

Ayes: 9 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, Mirkarimi, Peskin, Sandoval
Excused: 2 - Alioto-Pier, McGoldrick

061178 [Appointment - California State Association of Counties]

Resolution appointing Supervisor Jake McGoldrick, term ending November 28, 2006, to the California State Association of Counties Board of Directors.

Enacted Number: 507-06

Supervisor Elsbernd, seconded by Supervisor Maxwell, moved that this Resolution be ADOPTED. The motion carried by the following vote:

Ayes: 9 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, Mirkarimi, Peskin, Sandoval
Excused: 2 - Alioto-Pier, McGoldrick

Supervisor Daly Excused From Voting

Supervisor Elsbernd, seconded by Supervisor Maxwell, moved to excuse Supervisor Daly, at his request, because of possible conflict of interest, from voting on this matter. The motion carried by the following vote:

Ayes: 9 - Ammiano, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 2 - Alioto-Pier, Daly

061179 [Appointment - California State Association of Counties]

Resolution appointing Supervisor Chris Daly, term ending November 28, 2006, as an alternate member to the California State Association of Counties Board of Directors.

Enacted Number: 506-06

ADOPTED by the following vote:

Ayes: 9 - Ammiano, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 2 - Alioto-Pier, Daly

061152 [Appointment to Police Commission - Yvonne Lee] **Mayor**

Motion confirming the Mayor's nomination of, and appointing, Yvonne Lee to the San Francisco Police Commission for the unexpired portion of a four-year term ending April 30, 2010.

APPROVED by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

ROLL CALL FOR INTRODUCTIONS

PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on *items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes. Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.*

Abdullah Megaheed; expressed concern with issues relating to the war in the Middle East

James Chaffee: expressed concern with issues relating to the SF Public Library

Ms. Martinez; showed appreciation for the legislation to restore the employment of a Hispanic employee at the Human Rights Commission

Eugene Gordon, Jr.; expressed concern with issues relating to the violation of human rights conditions

Female speaker; expressed concern over issues relating to immigration officers and policies

Female speaker; expressed concern over issues relating to immigration officers and policies

Sylvia Johnson; expressed concern with issues relating to the homeless

Ms. Jacob; expressed concern with issues relating to Comcast

Robert Pender; showed interest with issues relating to Park Merced Apartments

Supervisor Daly was noted present at 4:26 p.m.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

061172 [Enterprise Zone Designation] **Mayor, Supervisor Peskin**

Resolution authorizing submission of an application to the California Housing and Community Development Department for an Enterprise Zone Designation for the City and County of San Francisco.

Enacted Number: 505-06

ADOPTED

061173 [Grant to support the Hospital Preparedness Program through the San Francisco Department of Public Health] **Supervisors Peskin, Dufty**

Resolution authorizing the San Francisco Department of Public Health (SFDPH), to retroactively accept and expend a grant in the amount of $565,230.32 from the California Department of Health Services, Emergency Preparedness Office, for year 4 of the Hospital Preparedness Program, for the period of September 1, 2005, through August 31, 2006.

Enacted Number: 504-06

ADOPTED

061174 [Calling for hearing on the Controller's determinations as to increases or decreases in taxi fares and the gate cap pursuant to Police Code Section 1137] **Supervisor Elsbernd**

Resolution calling for a hearing on the controller's determinations as to increases or decreases in taxi fares and the gate cap pursuant to Police Code Section 1137.

Enacted Number: 503-06

ADOPTED

061175 [Urging boards and commissions to adopt policies regarding members' attendance at meetings] **Supervisors Ammiano, Elsbernd**

Resolution urging each City board, commission or advisory body to adopt an internal policy regarding members' attendance at meetings of the body, and requesting each body to submit a copy of its policy to the Board of Supervisors by December 1, 2006.

Supervisor Elsbernd requested to be added as a co-sponsor.

Enacted Number: 502-06

ADOPTED

061182 [Accept-expend State Grant Funds available under the State Urban Parks and Healthy Communities Program to fund the Potrero Del Sol Park Project] **Supervisor Ammiano**

Resolution authorizing the San Francisco Recreation and Park Department to accept and expend a grant in the amount of $720,559 for the development of the Potrero Del Sol Playground Project, under the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Act of 2002 administered by the California Department of Parks and Recreation, Office of Grants and Local Services.

Enacted Number: 500-06

ADOPTED

061184 [Urging the United States Department of State to condemn the Islamic Republic of Iran's practice of execution by stoning] **Supervisors Mirkarimi, Dufty**

Resolution urging the United States Department of State to condemn the Islamic Republic or Iran's execution by stoning of Abbas Hajizadeh and Mahboubeh Mohammadi and the impending execution by stoning of Ashraf Kolhari and Malak Ghorbany.

Supervisor Dufty requested to be added as a co-sponsor.

Enacted Number: 498-06

ADOPTED

061185 [Application for Funds Under the Help America Vote Act] **Supervisor Mirkarimi**

Resolution approving the application for funds under the federal Help America Vote Act of 2002, Section 301.

Enacted Number: 497-06

ADOPTED

061186 [Urging the United States Department of State to investigate the revocation of valid visas for members of the Sharif University Technology Association] **Supervisor Mirkarimi**

Resolution urging the United States Department of State to investigate the revocation of valid visas for members of the Sharif University Technology Association.

Enacted Number: 496-06

ADOPTED

061187 [Accept-Expend grant from the Campaign to Save the Windmills for the Department of the Environment] **Supervisor Mirkarimi**

Resolution authorizing the Department of the Environment to accept and expend a grant in the amount of $50,000 from the Campaign to save the Windmills to develop curriculum and interpretive panels on wind energy.

Enacted Number: 495-06

ADOPTED

061188 [Accept-Expend Regional Grant] **Supervisor Mirkarimi**

Resolution authorizing the Department of the Environment to accept and expend a grant in the amount of $17,250.00 from Altamont Education Advisory Board to expand recycling and lunchroom composting programs at schools in San Francisco.

Enacted Number: 494-06

ADOPTED

061189 [Zoning - Extension of Planning Commission Review Period] **Supervisor Sandoval**

Resolution extending the prescribed time within which the Planning Commission may render its decision on a proposed ordinance to amend the Zoning Map of the City and County of San Francisco to change the use designation of Lot 11C in Assessor's Block 6954 from RH-1 (One-Family) to NC-3 (Moderate-Scale Neighborhood Commercial District).

Enacted Number: 493-06

ADOPTED

061190 [Supporting the Immigrant Workers Rights' march to be held over Labor Day Weekend in San Francsico] **Supervisors Sandoval, Dufty**

Resolution supporting the Immigrant Workers Rights' March to be held over Labor Day Weekend in San Francisco.

Supervisor Dufty requested to be added as a co-sponsor.

Enacted Number: 492-06

ADOPTED

061191 [Abraham Lincoln High School Class of 1956 Day] **Supervisors Ma, Elsbernd**

Resolution declaring September 29, 2006 as "Abraham Lincoln High School Class of 1956 Day".

Supervisor Elsbernd requested to be added as a co-sponsor.

Enacted Number: 491-06

ADOPTED

061192 [Commending Zephyr Real Estate on their new policy restricting their agents from representing property owners that have used the Ellis Act to evict protected tenants from their building] Supervisor Dufty

Resolution commending Zephyr Real Estate on their new policy restricting their agents from representing property owners that have used the Ellis Act to evict protected tenants from their building.

Enacted Number: 490-06

ADOPTED

061193 [Opposing Proposition 85] Supervisors Ma, Dufty

Resolution opposing Proposition 85 - Waiting period and parental notification before termination of minor's pregnancy.

Supervisor Dufty requested to be added as a co-sponsor.

Enacted Number: 489-06

ADOPTED

061194 [Supporting AB 1632] Supervisor Ammiano

Resolution supporting California Assembly Bill 1632.

Enacted Number: 488-06

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the *printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding.Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s). For such resolutions to be considered, the Board must first adopt the following two motions.*

[Purely Commendatory Finding] Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

Supervisor Daly, seconded by Supervisor Elsbernd, moved to approve the Purely Commendatory Finding. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

[Brown Act Finding] Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Daly, seconded by Supervisor Elsbernd, moved to approve the Brown Act Finding. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

061195 [Commendation for Father Gerard Jean-Juste] Supervisor Daly

Resolution commending Father Gerard Jean-Juste for his great sacrifice, courage and commitment in fighting for democracy and justice for the people of Haiti.

Enacted Number: 487-06

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

[Serious Injury Finding] Motion that the Board find that for the resolution (s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

Supervisor Elsbernd, seconded by Supervisor Daly, moved to approve the Serious Injury Finding. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

[Brown Act Finding] Motion that the Board find by roll call vote that for the

resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Elsbernd, seconded by Supervisor Daly, moved to approve the Brown Act Finding. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Alioto-Pier

061197 [Protection of City Employee Retiree Benefits] Supervisors Elsbernd, Dufty

Resolution urging the Joint City-Labor GASB committee to ensure the continuity and full protection of all existing benefits currently enjoyed by existing retirees covered by the San Francisco retirement system and urging the Joint City-Labor GASB committee to invite representatives of existing retirees to any meetings discussing GASB issues.

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

061203 [Approval of the sale of street flower market permit on Grant Avenue near Post Street and deletion of site location] Supervisor Peskin

Ordinance approving the sale of a street flower market permit pursuant to San Francisco Public Works Code Article 5, Section 161, and amending Public Works Code Article 5, Section 155 to delete the flower market location on the east sidewalk of Grant Avenue within 100 feet south of the southerly line of Post Street.

8/15/06, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

061205 [Policy making marijuana offenses the lowest law enforcement priority] Supervisor Ammiano

Draft Ordinance amending the San Francisco Administrative Code by adding Chapter 12X to make marijuana offenses by adults the lowest law enforcement priority in San Francisco, establish a Community Oversight Committee, and require notification of state and federal officials.

8/15/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

061206 [Community Improvements and the Eastern Neighborhoods] Supervisors McGoldrick, Maxwell

Ordinance amending the Administrative Code to add Chapter 36 to provide procedures and inter-agency cooperation in the preparation and implementation of community improvements plans and programs as part of the creation of new Area Plans of the General Plan in the Eastern Neighborhoods, defined as including the proposed Market and Octavia, East South of Market, Inner Mission, Lower Potrero/Showplace Square, and Central Waterfront plan areas.

8/15/06, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 9/14/2006. 8/17/06, Supervisor Maxwell requests to be added as cosponsor.

061207 [Appropriating $4,295,259 in State Traffic Congestion Relief funds for road maintenance and reconstruction in the Department of Public Works for Fiscal Year 2006-2007] **Supervisor Elsbernd**

Ordinance appropriating $4,295,259 of Fiscal Year 2005-2006 and Fiscal Year 2006-2007 State Traffic Congestion Relief funds for the maintenance and reconstruction of public street and roads in the Department of Public Works for Fiscal Year 2006-2007.

(Fiscal impact.)

8/15/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

061209 [Elimination of specified uses of the Tax on Occupancy of Parking Space in Parking Stations] **Supervisor Daly**

Ordinance amending Article 9 of the Business and Tax Regulations Code, the Tax on Occupancy of Parking Space in Parking Stations, to amend Section 615 to eliminate specified uses of collections of the Tax on Occupancy of Parking Space in Parking Stations.

8/15/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

061210 [Allowing advertising on E-Line and Third Street Light Rail Line boarding platforms] **Supervisor Maxwell**

Ordinance amending Article 6 of the San Francisco Planning Code by amending Section 603 thereof, to permit transit shelter advertising on public transit boarding platforms in connection with the E-Line and Third Street Light Rail Line projects; and adopting findings pursuant to City Planning Code Section 101.1.

8/15/06, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

061211 [Post-Disaster Safety Assessment Placards] **Mayor**

Ordinance amending the San Francisco Building Code by adding Section 102.21 to require official placards to be used to warn of unsafe building occupancies following disasters; and adopting findings.

8/15/06, RECEIVED AND ASSIGNED to Rules Committee.

061212 [Board of Appeals: Legal Representation for Planning and Building Departments] **Supervisor McGoldrick**

Ordinance amending the San Francisco Business and Tax Regulations Code by adding Section 11(a) to establish a procedure for the City Attorney to provide legal representation for staff of the Planning Department and Department of Building Inspection appearing at hearings of the Board of Appeals with respect to certain matters.

8/15/06, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

061213 [Approving a General Plan Amendment Related to the Trinity Plaza Project at Market and 8th Streets] Supervisor Daly

Ordinance amending the San Francisco General Plan by amending the height and bulk districts found on "Map 5 - Proposed Height and Bulk Districts," and referred to in Policy 13.1 of the Downtown Area Plan, for the proposed Trinity Plaza Special Use District, which encompasses the real property located at 1167 Market Street (Assessor's Block 3702, Lot No. 053), 670 Stevenson Street (Assessor's Block 3702, Lot No. 051), 693 Stevenson Street (Assessor's Block 3702, Lot No. 052), 1164 Mission Street (Assessor's Block 3702, Lot No. 039), and a portion of former Jessie Street between 7th and 8th Streets, by changing the height and bulk classification from 120-X, 150-X and 240-S to 160-X, 180-X and 240-S; adopting environmental findings and findings that the proposed General Plan amendments are consistent with the General Plan and eight Priority Policies of Planning Code Section 101.1.

8/15/06, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 9/14/2006. (SUPPORTING DOCUMENTS - Planning Commission Executive Summary; Motions 17291 and 17292; Resolution 17293.)

061214 [Approving Zoning Map Amendments for the Trinity Plaza Project at Market and 8th Streets] Supervisor Daly

Ordinance amending the San Francisco Planning Code by amending Sectional Map 1H of the Zoning Map of the City and County of San Francisco to change the height and bulk classification of the property located at 1167 Market Street (Assessor's Block 3702, Lot No. 053), 670 Stevenson Street (Assessor's Block 3702, Lot No. 051), 693 Stevenson Street (Assessor's Block 3702, Lot No. 052), 1164 Mission Street (Assessor's Block 3702, Lot No. 039), and a portion of former Jessie Street between 7th and 8th Streets from height and bulk classifications of 120-X, 150-X and 240-S to 160-X, 180-X and 240-S; amending Sectional Map 1SU of the Zoning Map of the City and County of San Francisco to add the Trinity Plaza Special Use District; and adopting General Plan, Planning Code Section 101.1, and environmental findings.

8/15/06, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 9/14/2006. (SUPPORTING DOCUMENTS - Planning Commission Executive Summary; Motions 17291 and 17292; Resolution 17294.)

061215 [Tax Collector's reports to Board on Biotechnology and Clean Energy Technology Business exclusions from Payroll Expense Tax] Supervisor Maxwell

Ordinance amending Business and Tax Regulations Code to: (1) amend confidentiality rules under Section 6.22-1 of Article 6 by adding new subsection (k) to make all contents of Tax Collector's reports to the Board of Supervisors on Biotechnology Exclusion and Clean Energy Technology Business Exclusion non-confidential public information; (2) amend information required in Tax Collector's reports to the Board on Biotechnology Exclusion and Clean Energy Technology Business Exclusion under Sections 906.1(f) [renumbered Section 906.1 (e)] and 906.2 (i) of Article 12-A to include names of individual taxpayers who have claimed the exclusions, the number of employees specified in the exclusion claim, and the dollar value of individual taxpayers' exclusion claims; and (3) make non-substantive, technical amendments to correct punctuation and subsection numbering errors in original versions of Sections 906.1 and 906.2.

8/15/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

061216 [Zoning - Establishing the Trinity Plaza Special Use District at Market and 8th Streets] **Supervisor Daly**

Ordinance amending the San Francisco Planning Code by adding Section 249.34 to establish the Trinity Plaza Special Use District, encompassing the real property located at 1167 Market Street (Assessor's Block 3702, Lot No. 053), 670 Stevenson Street (Assessor's Block 3702, 5Lot No. 051), 693 Stevenson Street (Assessor's Block 3702, Lot No. 052), 1164 Mission Street (Assessor's Block 3702, Lot No. 039), and a portion of former Jessie Street between 7th and 8th Streets, to eliminate floor-area restrictions, maximum dwelling-unit density limits, and sunlight access to public sidewalk requirements, and allow exceptions through the process outlined in Planning Code Section 309 to the dwelling-unit exposure requirements; and adopting General Plan, Planning Code Section 101.1, and environmental findings.

Economic Impact

8/15/06, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 9/14/2006. (SUPPORTING DOCUMENTS - Planning Commission Executive Summary; Motions 17291 and 17292; Resolution 17295.)

061217 [Trinity Plaza Development Agreement; Property at 1167 Market St., 670-693 Stevenson St., and 1164 Mission St.] **Supervisor Daly**

Ordinance approving a development agreement between the City and County of San Francisco, and Trinity Properties, Inc., a California corporation, for certain real property located at 1167 Market Street (Assessor's Block 3702/Lot 053), 670 Stevenson Street (Assessor's Block 3702/Lot 051), 693 Stevenson Street (Assessor's Block 3702/Lot 052), 1164 Mission Street (Assessor's Block 3702/Lot 039), and a portion of former Jessie Street between 7th and 8th Streets, altogether consisting of approximately 177,295 square feet (4.07 acres) and commonly known as Trinity Plaza for a term of fifteen (15) years with a five (5) year extension option; adopting environmental, General Plan, and Planning Code Section 101.1 (b) findings; amending Administrative Code Chapters 37 and 37A by amending Sections 37.2(r)(5) and 37A.1(g) and by adding Section 37.9(a)(15), to provide that specified residential units constructed pursuant to the terms of a development agreement are subject to the City's residential rent stabilization and arbitration ordinance; and ratifying previous actions taken in connection therewith.

8/15/06, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee. (SUPPORTING DOCUMENTS - Planning Commission Executive Summary; Motions 17290, 17291 and 17292; Resolutions 17295 and 17298; and 2006 Draft of Development Agreement.)

061223 [Recreation & Park Department - Renaming Ferry Park as Sue Bierman Park] **Supervisors Ammiano, Peskin, Maxwell,**

McGoldrick, Daly,
Dufty, Mirkarimi,
Alioto-Pier, Ma,
Elsbernd, Sandoval

Ordinance amending the S.F. Park Code by renaming Article 1 as "Title and General Provisions" and adding, Section 1.05 to rename the area now known as Ferry Park as Sue Bierman Park.
Version.

8/15/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

Resolutions

061195 **[Commendation for Father Gerard Jean-Juste]** Supervisor Daly

Resolution commending Father Gerard Jean-Juste for his great sacrifice, courage and commitment in fighting for democracy and justice for the people of Haiti.

8/15/06, ADOPTED.

8/15/06, ADOPTED.

061197 **[Protection of City Employee Retiree Benefits]** Supervisors Elsbernd, Dufty

Resolution urging the Joint City-Labor GASB committee to ensure the continuity and full protection of all existing benefits currently enjoyed by existing retirees covered by the San Francisco retirement system and urging the Joint City-Labor GASB committee to invite representatives of existing retirees to any meetings discussing GASB issues.

8/15/06, ADOPTED.

061202 **[Assignment of the Emporium Street Flower Market adjacent to 835 Market Street]** Supervisor Peskin

Resolution approving the assignment of the street flower market permit identified as "The Emporium Street Flower Market on the south sidewalk of Market Street facing the location of 835 Market Street" to a living member of the Permittee's family pursuant to Article 5 Section 161(l) of the Public Works Code.

8/15/06, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

061204 **[Assignment of Street Flower Market at Stockton and Geary Streets]** Supervisor Peskin

Resolution approving the assignment of the street flower market permit identified as "The East Sidewalk of Stockton Street within 100 feet south of the southerly of Geary Street to a living member of the Permittee 's family pursuant to Article 5 Section 161 (la) of the Public Works Code.

8/15/06, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

061208 **[Interim Zoning Requiring Conditional Use** Supervisors Maxwell,

Authorization for Formula Retail Use in Showplace Square/Potrero Hill and Central Waterfront Areas] **Sandoval, McGoldrick**

Resolution imposing interim zoning controls that require conditional use authorization for the establishment of a formula retail use, including requirements for certain Planning Commission findings and specified public notice, in the Showplace Square/ Potrero Hill and Central Waterfront areas, as specified herein, for a twelve (12) month period and making a determination of consistency with the priority policies of Planning Code Section 101.1.

8/15/06, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

061218 [Accept-Expend Federal/State Pass Through Grant - Public Library] **Supervisor Dufty**

Resolution authorizing the Department of Public Library to accept and expend a grant in the amount of $11,332 from the California State Library as part of the Federal Library Services and Technology Act (LSTA) for reimbursing tuition expenses of library employees pursuing a degree or certificate in library science at an institution of higher education.

8/15/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

061219 [Residential Parking Area "J" on the 100 block of Irving Street, excluding 145 Irving Street] **Supervisor Mirkarimi**

Resolution establishing Residential Parking Area "J" on the 100 block of Irving Street, excluding 145 Irving Street.

8/15/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee. Sponsor requests this item be scheduled on September 18, 2006 meeting.

061220 [Opposing the Department of Homeland Security's proposed rule to enforce immigration law] **Mayor, Supervisor Sandoval**

Resolution opposing the Department of Homeland Security's proposed rule on use of Social Security Administration "no-match" letters to enforce immigration law.

8/15/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

061221 [Accept-Expend Federal Grant - Department of Public Works] **Supervisor Elsbernd**

Resolution authorizing the Department of Public Works to accept and expend a federal grant in the amount of $75,243 from the California Department of Transportation to develop a bridge maintenance plan for the City and County of San Francisco and authorizing the Director of Public Works or his or her designee to execute all documents therefore.

8/15/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

061222 [Approval of the MOU between the San Francisco Police Department and the San **Supervisor Maxwell**

Francisco Housing Authority for additional police services]

Resolution approving the Memorandum of Understanding between the San Francisco Police Department and the San Francisco Housing Authority for additional police services in designated Housing Authority Developments.

8/15/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

061198 [Precautionary Purchasing Ordinance] **Supervisor Maxwell**

Hearing to discuss the implementation of the Precautionary Purchasing Ordinance.

8/15/06, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

061199 [Hearing to discuss the difficulty of DPT to stop vehicles from parking on sidewalk at 605-607 and 609-611 5th Avenue] **Supervisor McGoldrick**

Hearing to discuss the difficulty of the Department of Parking and Traffic to stop vehicles from parking on the sidewalk at 605-607 and 609-611 5th Avenue.

8/15/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

061200 [Hearing on effectiveness of the Golden Gate Park Music Concourse Surface Circulation Plan] **Supervisor McGoldrick**

Hearing pursuant to file #051247 to discuss the effectiveness of the Golden Gate Park Music Concourse Surface Circulation Plan known as Option 2A, which prohibits the use of the Music Concourse for cut-through automobile traffic and provides for vehicular drop-off for visitors to the Concourse from the north and south.

8/15/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

061201 [Department of Public Works' Building Facade and Sidewalk Beautification Pilot Program] **Supervisor McGoldrick**

Hearing to review the Department of Public Works' Building Facade and Sidewalk Beautification Pilot Program and to understand current graffiti abatement efforts.

8/15/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

PROPOSED ORDINANCES

061154 [Settlement of Lawsuit - Stephen N. Farac v. City and County of San Francisco, et al.]

Ordinance authorizing settlement of the matter of Stephen Farac v. City and County of San Francisco for $50,000. The lawsuit was filed on April 28, 2005, in San Francisco Superior Court, Case No. 440-820; entitled Stephen N. Farac v. City and County of San Francisco, and Does 1 Through 20, Inclusive. (City Attorney)

8/7/06, RECEIVED AND ASSIGNED to Rules Committee.

061155 [Liquor License Transfer, 300 Brazil Avenue]

Hearing to consider the transfer of a Type 20 off-sale beer and wine license from 301 Brazil Avenue to 300 Brazil Avenue (District 11), to Adel Abdo Ghanem dba Frank's Grocery Store, #2 will serve the convenience of the people of the City and County of San Francisco.

8/7/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee. Referred to Planning and Police Depts. for review and comment.

8/10/06, REFERRED TO DEPARTMENT. Referred to Planning and Police Depts. for review and comment.

061156 [Setting San Francisco's fiscal year 2006-2007 property tax rate and establishing pass-through rate for residential tenants]

Ordinance providing revenue and levying property taxes for City and County purposes and establishing pass-through rate for residential tenants pursuant to Chapter 37 of the Administrative Code for the fiscal year ending June 30, 2007. (Controller)

8/7/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

061157 [Setting San Francisco Unified School District's fiscal year 2006-2007 property tax rate to be included in the City's overall property tax rate]

Ordinance providing revenue and levying property taxes for San Francisco Unified School District purposes for the fiscal year ending June 30, 2007. (Controller)

8/7/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

061158 [Setting San Francisco Community College District's fiscal year 2006-2007 property tax rate to be included in the City's overall property tax rate]

Ordinance providing revenue and levying property taxes for San Francisco Community College District purposes for the fiscal year ending June 30, 2007. (Controller)

8/7/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

061159 [Setting San Francisco Bay Area Rapid Transit District's fiscal year 2006-2007 property tax rate to be included in the City's overall property tax rate]

Ordinance providing revenue and levying property taxes for San Francisco Bay Area Rapid Transit District purposes for the fiscal year ending June 30, 2007. (Controller)

8/7/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

PROPOSED RESOLUTIONS

061170 [Authorizing the Department of Telecommunications and Information Services to amend an agreement with International Business Machines Corporation to extend the term of the agreement to

Resolution authorizing the Department of Telecommunications and Information Services to enter into the Second Amendment of an agreement between the City and County of San Francisco ("City") and International Business Machines Corporation ("IBM") to extend the term of the agreement to twelve years. (Telecommunications and Information Services)

8/8/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

Requests Granted

From: Supervisor Elsbernd

To: City Attorney

Requesting/Inquiring: To draft legislation amending the Planning Code to require conditional use authorization for any project involving the change in use or demolition of a grocery store, and exempting grocery stores from current formula retail restrictions.

From: Supervisor Maxwell

To: City Attorney

Requesting/Inquiring: To draft permanent zoning controls for formula retail in the Showplace Square/Potrero Hill and Central Waterfront area.

From: Supervisor Mirkarimi

To: Director, Department of Parking and Traffic

Requesting/Inquiring: To report on the status of removing graffiti from the parking meter at 401 Haight Street.

From: Supervisor Mirkarimi

To: Director, Department of Parking and Traffic

Requesting/Inquiring: To report on the status of removing graffiti from the light switchbox at the southwest corner of Webster and Eddy, and the traffic signal poles at all four corners of Baker and Fulton Streets.

From: Supervisor Mirkarimi

To: Director, Department of Parking and Traffic

Requesting/Inquiring: To report on the status of removing graffiti from Stop signs at the following locations: backside of sign at the southwest corner of McAllister and Scott, southwest corner of Steiner and Ellis and the northwest corner of Steiner and Eddy Streets.

From: Supervisor Mirkarimi

To: Director, Department of Parking and Traffic

Requesting/Inquiring: To report on the status of removing graffiti from parking signs at the following locations: across from 506 Baker, 550 Baker, 1500 Grove, 1543 Fulton, 503 Lyon, southeast corner of Laguna and Rose, 250 Laguna, 850 Page, 1074 Page and 1155 Page Street.

From: Supervisor Mirkarimi

To: General Manager, Public Utilities

ADJOURNMENT

There being no further business the Board adjourned at the hour of 4:28 p.m.

Gloria L. Young, Clerk of the Board

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on September 26, 2006.

Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

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